

1
2
3
4 BEFORE THE EXECUTIVE DIRECTOR OF THE
5 CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD
6

7 In the Matter of:) APPEAL OF THE CALIFORNIA
8 Amandi/Eco-International,) INTEGRATED WASTE MANAGEMENT
9 Petitioner) BOARD'S ADJUSTMENT OF E-WASTE
10) RECYCLING PAYMENT CLAIM NO.
11) 00000522 (December 2006)
12)
13)
14) Title 14 California Code of Regulations Section
15) 18660.31
16

17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
780
781
782
783
784
785
786
787
788
789
790
791
792
793
794
795
796
797
798
799
800
801
802
803
804
805
806
807
808
809
810
811
812
813
814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829
830
831
832
833
834
835
836
837
838
839
840
841
842
843
844
845
846
847
848
849
850
851
852
853
854
855
856
857
858
859
860
861
862
863
864
865
866
867
868
869
870
871
872
873
874
875
876
877
878
879
880
881
882
883
884
885
886
887
888
889
890
891
892
893
894
895
896
897
898
899
900
901
902
903
904
905
906
907
908
909
910
911
912
913
914
915
916
917
918
919
920
921
922
923
924
925
926
927
928
929
930
931
932
933
934
935
936
937
938
939
940
941
942
943
944
945
946
947
948
949
950
951
952
953
954
955
956
957
958
959
960
961
962
963
964
965
966
967
968
969
970
971
972
973
974
975
976
977
978
979
980
981
982
983
984
985
986
987
988
989
990
991
992
993
994
995
996
997
998
999
1000

PROPOSED DECISION

Petitioner Amandi Services, Inc./Eco International, LLC ("Eco")¹ and Respondent California Integrated Waste Management Board ("CIWMB") (each a "Party," and collectively, the "Parties") having appeared in this matter in person and through their counsel and having presented evidence and argument, the Hearing Officer having considered such evidence and argument makes the following proposed decision:²

¹ Eco's predecessors in interest at times relevant in this matter include Envirocycle, Inc. and Amandi Services, Inc. For clarity, all references herein are to Eco. Stipulation re Adjustment of E-Waste Recycling Payment Claim No. 00000522 (December 2006), executed by the Parties on August 28, 2008 (the "Stipulation"), p. 1, ¶¶ 1-2.

² Under the procedures established for this informal hearing by CIWMB's Chief Counsel and accepted by the Parties, the Executive Director, acting as the Hearing Officer, issues a proposed decision which is subsequently considered by the Board of CIWMB. Letter from Elliot Block, CIWMB, to Rita Palmer, Eco, dated February 27, 2008, regarding the process for hearing Eco's appeal, "CIWMB/DTSC Chronological Events Timeline," undated, filed by Eco on approximately September 8, 2008 (the "Timeline"), pp. 152 - 154. For purposes of this matter, the Timeline is admitted as documentary evidence. Transcript of Hearing, August 15, 2008, p. 2, ll. 16 - 25.

1 Introduction

2 California's Electronic Waste Recycling Act of 2003³ and its implementing regulations⁴ (the "E-
3 Waste Regulations") adopted by CIWMB establish a "comprehensive...system for the reuse, recycling,
4 and proper and legal disposal of covered electronic devices." Public Resources Code, § 42461(a).
5 Generally, the e-waste program devised by the Legislature and implemented by CIMWB provides for the
6 imposition of a fee paid by retailers to the State of California on the sale of certain electronic devices in
7 California, such as televisions and computer monitors, referred to as "covered electronic devices"
8 ("CEDs").⁵ When CEDs from California sources, such as individuals, businesses, public agencies and
9 institutions in the state, are discarded they become a solid waste referred to as "covered electronic waste"
10 ("CEW").⁶ Approved collectors collect CEWs and transfer them to approved recyclers; in return,
11 recyclers pay the collectors a recovery payment.⁷ When CEWs are recycled in the manner described in
12 the E-Waste Regulations, and upon the submission and CIWMB's approval of a proper recycling
13 payment claim,⁸ CIWMB pays a recycling fee to the recycler.⁹

14 Eco is an approved collector and an approved recycler of CEWs; it both collects CEWs for
15 subsequent recycling and recycles CEWs it receives from other approved collectors. At issue in this
16 appeal are Eco's recycling payment claims submitted to CIWMB for the months of December 2006
17 through June 2007 respecting two categories of CEWs: those that Eco collected from various Best Buy
18 stores and subsequently recycled and those that an approved collector, MAC Transportation, Inc.
19 ("MAC"), collected from various Circuit City stores and delivered to Eco and which Eco subsequently
20

21 ³ California Public Resources Code §§ 42460 – 42486.

22 ⁴ Title 14, California Code of Regulations, §§ 18660.5 – 18660.43.

23 ⁵ E-Waste Regulations, § 18660.5(a)(17).

24 ⁶ E-Waste Regulations, § 18660.5(a)(18).

25 ⁷ E-Waste Regulations, §§ 18660.20; 18660.21(b)(4).

26 ⁸ E-Waste Regulations, § 18660.22.

27 ⁹ E-Waste Regulations, § 18660.30.

1 recycled.¹⁰ For reasons described in this Decision, CIWMB adjusted those claims downward pursuant to
2 Section 18660.30 of the E-Waste Regulations, refusing to pay for certain CEWs that Eco recycled. Eco
3 filed a timely appeal pursuant to Section 18660.31 of the E-Waste Regulations.

4 While the CEWs that Eco collected from Best Buy stores and that MAC collected from Circuit
5 City stores appear to be fundamentally the same, the factual circumstances of their collection and
6 CIWMB's knowledge as to the sources of the CEWs differ in critical ways. When the E-Waste
7 Regulations are applied to the two sets of similar CEWs, the factual differences between them force
8 divergent conclusions as to their eligibility to receive recycling payments. As will be shown below, these
9 distinctions lead the Hearing Officer to conclude that CIWMB should make the recycling payment for the
10 CEWs that Eco collected from Best Buy stores but properly withheld the recycling payment for the CEWs
11 that MAC collected from Circuit City stores.

12 13 Statement of Facts¹¹

14 1. On February 5, 2007, Eco learned that CIWMB had discovered errors in the collector
15 logs that MAC had provided to Eco. Eco email to MAC, dated February 5, 2007, Timeline, p. 22, Email
16 1. The errors consisted of duplicative entries in the logs that MAC had provided to Eco in support of
17 Eco's recycling payment claims for October 2006 and November 2006 that it had submitted to CIWMB
18 sometime prior to February 5, 2007. Eco email to MAC, dated February 6, 2007, Timeline, pp. 22-23,
19 Email 3; Eco email to MAC, dated February 6, 2007, Timeline, p. 24, Email 5. Eco identified similar
20 duplications in MAC's collection logs for December 2006 that Eco had not yet submitted to CIWMB. *Id.*

21 2. On February 9, 2007, the California Department of Toxic Substances Control ("DTSC")
22 commenced an investigation of MAC, based on CIWMB's allegations that MAC had submitted false
23 documentation to support its claims for recovery payments. Hearing Brief of Petitioner, dated March 13,
24 2009 ("Eco Final Brief"), Exhibit B (entitled "Statement of Facts in the Investigation of: MAC

25
26 ¹⁰ Eco's appeal also challenges CIWMB's rejection of a much smaller number of CEWs that, on their face, do not
27 have addresses showing that they were generated by California sources.

¹¹ These are the principal facts relevant in this matter. Additional facts are set out in the Decision.

1 Transportation, Inc., 1730 E. Francis Street, Ontario, California 91760," dated February 25, 2008 [the
2 "DTSC Investigation Report,") pp. 1, 5. The record is not entirely clear on this point, but it appears that
3 CIWMB instigated the investigation. DTSC Investigation Report, p. 5.

4 3. On or about February 15, 2008, Eco submitted E-Waste Payment Claim No. 00000522
5 for the December 2006 reporting period (the "December 2006 Claim") seeking a recycling payment of
6 \$312,954.72 for having recycled 651,989 pounds of CEW. Stipulation, p. 1, ¶ 3; Hearing Brief of
7 California Integrated Waste Management Board Staff, dated May 27, 2008 (the "CIWMB Initial Brief"),
8 Exhibit B, p.1.

9 4. At unspecified times, Eco submitted recycling payment claims to CIWMB for the months
10 of January through June, 2007, which included claims for CEWs that were of the same nature as the Best
11 Buy CEWs and the Circuit City CEWs and for which portions of those claims CIWMB denied Eco's
12 requested recycling payments, which denials Eco disputes. Stipulation, p. 3, ¶¶ 16, 18.

13 5. On February 22, 2007, CIWMB warned Eco in writing that CIWMB intended to
14 withhold payment on all CEWs collected by MAC "due to discrepancies and duplications found in the
15 Transfer Receipts and collection logs provided by...MAC." CIWMB email to Eco, dated February 22,
16 2007, Timeline, pp. 31, 33-34.

17 a. In light of the warning from CIWMB regarding the deficiencies in MAC's collection
18 logs, an Eco executive on February 26, 2007 directed Eco staff to "be on the lookout
19 for...potential duplicate names..." Eco internal email, dated February 26, 2007, Timeline, p. 32.

20 b. In response to CWMB's warning that it would not make the recycling payment for the
21 October 2006 claim due to MAC's deficient collection logs, Eco deleted from its claim for
22 November 2006 those CEWs MAC collected from individuals; CEWs that MAC collected from
23 Circuit City stores remained in the claim. Eco internal email, dated March 13, 2007, Timeline, p.
24 44; Eco Final Brief, Exh. N.

25 6. DTSC received memos from CIWMB on March 14, 2007 in which CIWMB stated that
26 MAC's collection logs that Eco submitted for its recycling claims for the months of October and
27 November 2006 contained "the duplication of many names and addresses listed in the collection logs

1 provided by MAC.” DTSC Investigation Report, p. 5. CIWMB alleged that MAC’s collection logs
2 contained “false entries that appeared two, three or four times [in] the same month’s claim.” *Id.*

3 7. DTSC received memos from CIWMB on April 3, 2007 and April 9, 2007 in which
4 CIWMB stated it had determined that the collection logs provided by MAC for Eco’s July, August and
5 September 2006 claims had false entries appearing two to four times per month and “had determined that
6 MAC submitted false documentation and had secured...fraudulent payment[s]” for those months totaling
7 \$17,558. DTSC Investigation Report, p. 5.

8 8. In March and April, 2007, DTSC investigated CIWMB’s allegations regarding MAC’s
9 collection logs contained in Eco’s October 2006 claim. DTSC Investigation Report, pp. 5-6. Through
10 interviews with consumers listed in the logs, DTSC confirmed that MAC’s collection logs contained false
11 information, namely that the logs stated that persons listed as the generators of the CEWs had discarded
12 more CEWs than they had, in fact, discarded. DTSC Investigation Report, pp. 5-7.

13 9. DTSC’s investigation of MAC resulted in a DTSC enforcement action against MAC and
14 a Consent Order, dated June 25, 2008. Final Brief of California Integrated Waste Management Board
15 Staff, dated March 26, 2009 (“CIWMB Final Brief”), Exhibit E. In the Consent Order, MAC admits
16 violations of Health & Safety Code § 25189.2(a)¹² in that MAC’s collection logs for July, August,
17 September and October 2008 contained “false documentation in support of claims for monetary
18 reimbursement” under the Electronic Waste Recycling Act of 2003, namely that the logs contained false
19 entries appearing from two to four times in the same month’s claim. CIWMB Final Brief, Exh. E, p. 2, ¶¶
20 1.7, 2.1. Under the Consent Order, MAC agreed to pay DTSC the sum of \$30,000 (\$15,000 as a penalty
21 and \$15,000 to reimburse DTSC’s costs). CIWMB Final Brief, Exh. E, p. 9, ¶ 5.1.¹³

22 10. On June 4, 2007, in connection with its review of Eco’s December 2006 Claim, CIWMB
23 informed Eco that it would not approve MAC’s logs of CEWs collected from Circuit City because they

24
25 ¹² “A person who makes a false statement or representation in an application, label, manifest, record, report, permit,
26 or other document, filed, maintained, or used for purposes of compliance with this chapter, is liable for a civil
27 penalty not to exceed twenty-five thousand dollars (\$25,000) for each separate violation or, for continuing
violations, for each day that the violation continues.” Health & Safety Code § 25189.2(a).

¹³ Notwithstanding DTSC’s successful enforcement order against it, MAC remains (at least as of September 15,
2008) a CIWMB-approved collector of CEWs. Transcript of Hearing, September 15, 2008, p. 33, ll. 11-17.

1 did not describe the source of the CEWs.¹⁴ CIWMB Email to Eco, dated June 4, 2007, Timeline, p. 66.
2 In an email, CIWMB stated: "Jeff¹⁵ spoke with Circuit City¹⁶ and they indicated that the units claimed
3 are from customers; therefore, we must have names and addresses of the units collected by CC [sic] in
4 order to pay on these CEWs. This applies to Circuit City, Best Buy, etc. We also need the contact names
5 and phone numbers for each store listed since, accumulatively for the month, they generally add up to
6 more than 5 units per store." Id.

7 11. On June 11, 2007, CIWMB adjusted Eco's December 2006 Claim, approving payment of
8 \$238,186.56. Stipulation, p. 1, ¶ 6; see also, CIWMB Initial Brief, Exh. A, pp. 1-2 and Timeline, pp. 71-
9 72. The adjustment consisted of CIWMB's deduction of certain CEWs from the December 2006 Claim
10 on various grounds, including the following:

- 11 a. Deduction of 16 units of CEW collected from Best Buy by Eco for which the collection
12 logs showed a Nevada address (the "Nevada CEWs"). Stipulation, p. 2, ¶ D.
- 13 b. Deduction of 21 units of CEW collected from Best Buy by Eco for which the collection
14 logs showed an Arizona address (the "Arizona CEWs"). Stipulation, p. 2, ¶ D.
- 15 c. Deduction of five units of CEW collected by Eco for which the collection logs had an
16 incomplete address (no city) (the "Incomplete Address CEWs"). Stipulation, p. 2, ¶ D.
- 17 d. Deduction of seven units of CEW collected from a Best Buy District Delivery Center by
18 Eco for which the collection logs did not specify the "customer names/addresses from where the
19 units originated" and 99¹⁷ units of CEW collected from various Best Buy stores by Eco for which

20
21 ¹⁴ CIWMB pays recyclers only for CEWs having a "California Source," i.e., "persons...located in California who
22 generate CEWs after their own use of the CEW." E-Waste Regulations, §§ 18660.5(1)(12), 18860.6(c)(1).

23 ¹⁵ Referring to Jeff Hunts, Supervisor, CIWMB's Electronic Waste Recycling Program.

24 ¹⁶ Mr. Hunts does not recall specifically when this conversation occurred, but believes it was in "early 2007."
25 Transcript of Hearing, April 7, 2009, pp. 32-33. It seems unlikely that the conversation occurred that early in the
26 year since the first time it is mentioned in the course of numerous emails between CIWMB and Eco in the record is
on June 4, 2007. CIWMB email to Eco, dated June 4, 2007, Timeline, p. 66. The first time that CIWMB intimates
that it may have had a question as to the source of store-generated CEWs collected at Circuit City or Best Buy is on
May 15, 2007. CIWMB email to Eco, dated May 15, 2007, Timeline, p. 55.

27 ¹⁷ CIWMB erroneously calculated the number of units in this category. The correct number is 102, based on Eco's
collection logs filed as part of its December 2006 Claim as submitted by CIWMB at Exhibit B of CIWMB Initial
Brief, pp. 38-55.

1 the collection logs did not specify the "customer names/addresses from where the units
2 originated," totaling 109 units (the Best Buy CEWs").¹⁸ Stipulation, p. 2, ¶ D.

3 e. Minor deductions (possibly due to clerical errors) which Eco does not dispute.
4 Stipulation, p. 3, ¶ 12.

5 f. Deduction of 1196 units of CEW collected from various Circuit City stores by MAC for
6 which the collection logs did not specify the "customer names/addresses from where the units
7 originated" (the "Circuit City CEWs").¹⁹ Stipulation, p. 2, ¶¶ E – M.

8 12. On or about July 6, 2007, Eco submitted a timely appeal of CIWMB's adjustment of
9 Eco's December 2006 Claim. Stipulation, p. 3, ¶¶ 9-11.

10 13. The Parties have agreed that substantially the same issues of fact and law pertain to the
11 disputed January through June, 2007 claims, and, accordingly, and in lieu of separate litigation on each
12 disputed claim, the Parties have agreed that they will apply the Hearing Officer's Decision herein
13 respecting the December 2006 Claim to the January through June, 2007 claims to determine whether
14 CIWMB will make any additional recycling payments to Eco pursuant to those claims. Stipulation, pp. 3-
15 4, ¶¶ 17-20.

16 14. In their Stipulation, the Parties state that the Best Buy CEWs consisted of "comingled
17 CEW consisting of discarded Best Buy store floor models, returned units from customers, and discarded
18 CEW picked up from customers in exchange for the drop-off of newly-purchased units." Stipulation, p.
19 3, ¶ 14.

20 a. Notwithstanding the general description offered by the Parties in the Stipulation, the
21 collection log that Eco included in its December 2006 Claim describing the source of the Best
22 Buy CEWs shows in every case the Best Buy store number or the Best Buy District Delivery
23

24 ¹⁸ The description in CIWMB's letter denying payment for the Best Buy CEWs is not as specific as the Stipulation.
25 CIWMB states in its approval/adjustment letter that the Best Buy CEWs are rejected because they only show the
26 "DDC [district delivery center] address only" or the "BBY [Best Buy store] address only." CIWMB letter to Eco,
dated June 11, 2007, p. 1, Timeline, pp. 71-72.

27 ¹⁹ In CIMWB's letter denying the recycling payment for the Circuit City CEWs, CIWMB states that "no logs of
individual names/addresses were provided" for the Circuit City CEWs. CIWMB letter to Eco, dated June 11, 2007,
p. 2, Timeline, pp. 71-72.

Center number (e.g., "BBY 1020," "BBY 124," "DDC 117"), the address of the store or center, the number of units of CEW collected and their weight, the pickup date and the date the units were received. CIWMB Initial Brief, Exh. B, pp. 40-52. In every case, the number of units specified is less than five.²⁰ *Id.* A copy of the collection log that Eco included in its December 2006 Claim describing the sources of the Best Buy CEWs is attached hereto as Exhibit 1.

15. In their Stipulation, the Parties state that the Circuit City CEWs consisted of "comingled CEW consisting of discarded Circuit City store floor models, returned units from customers, and discarded CEW picked up from customers in exchange for the drop-off of newly-purchased units." Stipulation, p. 3, ¶ 15.

a. Notwithstanding the general description offered by the Parties in the Stipulation, the collection log that Eco included in its December 2006 Claim describing the source of the Circuit City CEWs shows in every case the name and number of a Circuit City store, the address of the store, the number of units of CEW collected and their weight and the pickup date. CIWMB Initial Brief, Exh. B, pp. 53-73. In every case, the number of units specified is greater than five. *Id.* A copy of the collection log that Eco included in its December 2006 Claim describing the sources of the Circuit City CEWs is attached hereto as Exhibit 2.

Principal E-Waste Regulations Applicable to This Dispute

1. "Only CEWs resulting from a California source are eligible for recovery, recycling or manufacturer payments." E-Waste Regulations, § 18660.6(c)(1).

2. "'California Sources' of CEWs are persons as defined in Section 42463(o) of the Public Resources Code,²¹ located in California who generate CEWs after their own use of the CEW. Persons

²⁰ If the data in the collection log is tabulated by store, the data indicates in several cases that five or more CEWs were collected from a single store on a single date. (E.g., on December 5, 2006, a total of six CEWs were picked up at Best Buy store No. 1020 in what appears to be three transactions. CIWMB Initial Brief, Exh. B, p. 46.) In testimony at the hearing on this matter on April 7, 2009, neither Party was able to explain why the log shows that in several cases five or more units were picked up on the same day in groups of 2, 3 and 1. Transcript of Hearing, April 7, 2009, pp. 52-53. Accordingly, the Hearing Officer draws no inference from this fact.

²¹ "Person" is broadly defined to include, among others, an individual, a business concern, a corporation, a partnership, a limited liability company, and a public agency. Public Resources Code, § 42463(o).

1 who receive, accumulate, consolidate, store, or otherwise handle discarded, donated or collected CEWs
2 are not the California sources of those CEWs.” E-Waste Regulations, § 18660.5(a)(12).

3 3. “An approved collector shall provide to any approved collector or approved recycler to
4 whom it transfers CEWs information on the origin (California or non-California) and cancellation status
5 of CEWs transferred, including but not limited to the following: (1) Signed statement listing the
6 sources(s) [sic] of the transferred CEWs...” E-Waste Regulations, § 18660.20(h).

7 4. “...[A]n approved collector shall maintain the following records: (1) A collection log
8 containing:(B)...a list of all California sources who discarded the CEWs transferred to the approved
9 collector, including the name and address of the California source and the number of CEWs discarded by
10 the California source.” E-Waste Regulations, § 18660.20(j).

11 5. “When receiving five (5) or more CEWs [sic] units discarded from a non-residential
12 California source, an approved collector shall record the name of the non-residential organization, an
13 address, a contact person and a telephone number.” E-Waste Regulations, § 18660.20(j)(1)(C).

14 6. “An approved recycler shall not provide recovery payment to approved collectors for
15 CEWs from non-California sources, or to approved collectors that fail to provide complete and applicable
16 source documentation on CEW origin pursuant to Section 18660.20(h) of this Chapter.” E-Waste
17 Regulations, § 18660.21(d).

18 7. “‘Source documentation’ means collection logs and other information developed,
19 maintained and transferred pursuant to Section 18660.20(h) of this Chapter that demonstrates the
20 eligibility, originating generator and/or intermediate handlers of collected CEWs as applicable.” E-Waste
21 Regulations, § 18660.5(a)(42).

22 8. “An approved recycler shall not claim recycling payments for non-California CEWs.” E-
23 Waste Regulations, § 18660.21(e).

24 9. “The CIWMB may deny or adjust payment for any of the following reasons: (1) The
25 CIWMB determines that:... (G) The payment claim is deficient with regard to any of the following: 1.
26 CEW source documentation,... 5. Any other documentation required as part of a payment claim as
27 specified in Section 18660.22...” E-Waste Regulations, § 18660.30(b)(1)(G).

10. "The CIWMB may deny or adjust payment for any of the following reasons: (3) The CIWMB discovers, as part of an application review, claim review or an audit, significant inconsistencies or fraud." E-Waste Regulations, § 18660.30(b)(3).

Conclusions of Law

1. The E-Waste Regulations Require Adequate Documentation To Assure That the CEWs for Which CIWMB Makes a Recycling Payment Are from California Sources. CIWMB may deny or adjust a claim for a recycling payment when it determines that the payment claim is not supported by its source documentation for the recycled CEWs. E-Waste Regulations, § 18660.30(b)(1)(G)(1). To qualify for payment, the source documentation underlying the claim must demonstrate that the CEWs result from a California source. E-Waste Regulations, §§ 18660.6(c)(1), 18660.5(a)(2). A "California source" of a CEW is a person, located in California, who generates a CEW after his/her/its own use of the CEW. E-Waste Regulations, § 18660.5(a)(12). "Person" includes, among others, an individual, a business, a company, a corporation, a partnership, an association, a government agency, a city, a state and the United States. Public Resources Code, § 42463(o). If the California source is a business from which a collector obtains five or more CEWs, the collector's log must contain the name and telephone number of a contact person for the business, as well as the business's name and address. E-Waste Regulations, § 18660.20(j)(1)(c).

2. With Respect to the Best Buy CEWs:

a. Eco's Collection Logs for the Best Buy CEWs Provide the Source Documentation Required by the E-Waste Regulations. The evidence discloses that the 109 units of CEWs referred to as the Best Buy CEWs were collected by Eco from a number of Best Buy stores and three Best Buy District Delivery Centers (collectively, "Best Buy stores"). Exhibit 1, pp. 40-52. In each case, the name and address of the store or center was provided. *Id.* In each case, the number of CEWs that Eco collected from each store or center was fewer than five.²² *Id.* When

²² See fn. 20, *supra*.

1 fewer than five CEWs are collected from a business or other non-residential source, a collection
2 log showing the name of the California source (e.g., a business) and its address and the number of
3 CEWs discarded is sufficient. E-Waste Regulations, §§ 18660.20(j)(1)(B), 18660.(j)(1)(C). On
4 its face, the collection logs for the Best Buy CEWs are sufficient. It falls to CIWMB to
5 demonstrate why the collection logs are inadequate.

6 b. CIWMB Did Not Demonstrate a Sufficient Basis for Its Determination To Deny Payment
7 for the Best Buy CEWs on the Ground That the Best Buy Stores Where the CEWs Were
8 Collected Were Not the California Sources of the CEWs. CIWMB's letter of June 11, 2007
9 adjusting Eco's December 2006 Claim is not entirely clear as to the reason CIWMB denied
10 payment for the Best Buy CEWs. In relevant part, the letter simply states: "7 units DDC [district
11 delivery center] address only. 99 units BBY [Best Buy store] address only." CIWMB letter to
12 Eco, dated June 11, 2007, Timeline, p. 71. Based on the facts in this matter and applicable law,
13 CIWMB's rationale could have been that the Best Buy stores where the CEWs in question were
14 collected were not the California sources of the CEWs or that the collection logs did not show the
15 mandatory information about the source of the CEWs. The first of these is the principal basis
16 asserted in CIWMB's pleadings in this matter and asserted by CIWMB during the hearing of this
17 matter²³ - that the Best Buy CEWs were not generated by the Best Buy stores themselves, but
18 were generated by consumers who discarded their CEDs when they purchased new CEDs from
19 Best Buy. See, e.g., CIWMB Final Brief, pp. 1, 4-6. In other words, Best Buy's customers, not
20 the Best Buy stores, were the California sources of the Best Buy CEWs.

21 Under the e-waste program, CIWMB may deny or adjust a payment if it determines that
22 the payment claim is deficient as to source documentation. E-Waste Regulations, §
23 18660.30(b)(1)(G) [emphasis added]. It goes without saying that if CIWMB "determines" that a

24
25 ²³ In response to a question as to why CIWMB disapproved the Best Buy CEWs in Eco's December 2006 Claim but
26 approved them in prior claims, when all of the claims contained comparable source documentation, Mr. Hunts
27 testified that CIWMB "became aware" that the stores had not generated the CEWs but that Best Buy customers were
the sources of the CEWs. Transcript of Hearing, April 7, 2009, pp. 29-33. It is not clear what caused this
"awareness" as to the Best Buy CEWs, but it appears to have been Mr. Hunt's conversation(s) with Ms. Montoya at
Circuit City. Transcript of Hearing, April 7, 2009, pp. 31-32.

1 log is deficient as to source documentation, it has a factual basis for having made the
2 determination. Although CIWMB indicated to Eco prior to adjusting the December 2006 Claim
3 that CIWMB believed the Best Buy stores were not the California sources of the Best Buy CEWs
4 (see, e.g., CIWMB emails to Eco, dated June 4, 2007, Timeline, p. 66, and June 5, Timeline, p.
5 67), the record does not disclose that CIWMB had any basis for that assertion. Contrary to the
6 situation with the Circuit City electronic waste (discussed below), the record does not show that
7 CIWMB, prior to adjusting the December 2006 Claim or thereafter, had a discussion with Best
8 Buy or discovered other facts showing that the Best Buy CEWs were not store-generated,²⁴ nor
9 did CIWMB have evidence that Eco was misrepresenting the status of the Best Buy CEWs, as
10 was the case with the Circuit City CEWs collected by MAC. Accordingly, CIWMB did not have
11 a sufficient basis for determining that the Best Buy stores were not the California sources of the
12 Best Buy CEWs.

13 c. CIWMB Did Not Demonstrate a Sufficient Basis for Its Determination To Deny Payment
14 for the Best Buy CEWs on the Ground That the Collection Logs Showed Only the Name and
15 Address of the Best Buy Stores Where the CEWs Were Collected. As noted above, any CIWMB
16 determination justifying a denial of repayment for recycling CEWs must have a sufficient basis in
17 fact. CIWMB's stated basis for denying payment on the Best Buy CEWs is that Eco's collection
18 logs showed only the address of the Best Buy store or distribution center. CIWMB Initial Brief,
19 Exh. A and Timeline, pp. 71-72. On its face, this is an inadequate basis for such a determination
20 because there is no provision in the E-Waste Regulations that requires more than a business name
21 and address where fewer than five CEWs are collected from a business.

22 CIWMB apparently interpreted the regulations to require that, for purposes of calculating
23 the number of CEWs collected from a business, the CEWs be counted on a monthly basis. In an
24

25 ²⁴ The record contains an email dated June 14, 2007 from Best Buy to Eco (sent after CIWMB refused to pay the
26 recycling fee for the Best Buy CEWs in the December 2006 claim) that is inconclusive as to the source of the
27 CEWs. Timeline, p. 74. In response to a question from Eco (see email dated June 11, 2007, Timeline, p. 73), Best
Buy states that "some of our units come from stores." Does this refer to the Best Buy CEWs in the December 2006
Claim? Does it mean that some of the CEWs that Eco reported as being store-owned products were customer haul-
aways? Does it mean that Best Buy only reported the store-owned CEWs to Eco? These emails are not definitive
evidence of either possibility.

1 email that CIWMB sent to Eco shortly before CIWMB adjusted Eco's December 2006 Claim,
2 CIWMB informed Eco that "we also need the contact names and phone numbers for each store
3 listed since, accumulatively for the month, they generally add up to more than 5 units per store."
4 Email from CIWMB to Eco, dated June 4, 2007, Timeline, p. 66. On the basis of that
5 communication, the Hearing Officer infers that the lack of contact names and phone numbers is a
6 reason for CIWMB's determination to deny repayment for the Best Buy CEWs. CIWMB's basis
7 for its determination, then, is that, because five or more CEWs were collected from Best Buy
8 stores over the course of the month, the provision of Section 18660.20(j)(1)(C) is triggered and a
9 contact name and phone number is required for each business.

10 The Hearing Officer does not find in the E-Waste Regulations a requirement that
11 collection logs show monthly total amounts collected by source. Instead, the regulations require
12 that logs specify each individual collection event. E-Waste Regulations, § 18660.20(j)(1). The
13 Parties did not introduce evidence to the effect that CIWMB interpreted Section 18660.20(j)(1) to
14 require monthly tabulation by source. The first indication that CIWMB believed that monthly
15 tabulation was required occurred in May 2007 when CIWMB emailed Eco a request regarding
16 CEWs in Eco's January 2007 claim,²⁵ long after Eco had submitted its December 2006 Claim.

17 More important, sometime prior to May 15, 2007, Eco provided a single contact name
18 and phone number for all of the Best Buy stores. CIWMB email to Eco, dated May 15, 2007,
19 Timeline, p. 55. CIWMB requested contact names and numbers for each Best Buy store. *Id.*
20 (The record does not disclose whether Eco provided individual store contacts.) However, the E-
21 Waste Regulations do not require that a different contact name be provided for each separate
22 business location. If a single person can provide the necessary information, that would be
23 sufficient under the regulations. Accordingly, CIWMB's determination that the Best Buy CEWs

24
25
26 ²⁵ "It also appears that multiple pickups were made from individual stores so I'm assuming that more than 5 units
27 were collected from those individual stores, in that case we need a name and phone number for each of those stores.
You did provide a name, Mirta Vasa, as a contact name for several stores," but CIWMB desired contact names from
the individual stores and the service center. CIWMB email to Eco, May 15, 2007, Timeline, p. 55, ¶ 3.

1 were not supported by sufficient source documentation because they did not identify a contact
2 person and phone number for each Best Buy store lacks sufficient evidentiary and legal basis.

3 3. With Respect to the Circuit City CEWs:

4 a. Eco and Its Collector MAC Did Not Provide Sufficient Source Documentation To
5 Establish That the CEWs for Which Payment Was Requested Were from California Sources in
6 That the Documentation Did Not Disclose the Names and Addresses of the Persons Who
7 Discarded the CEWs. Unlike the Best Buy CEWs, CIWMB had specific knowledge as to both
8 the collector MAC and the source of the Circuit City CEWs that led it to deny payment for the
9 Circuit City CEWs. Prior to issuing its letter on June 11, 2007²⁶ adjusting the December 2006
10 Claim, CIWMB determined that the source documentation for the Circuit City CEWs was
11 deficient because it did not specify the "customer names/addresses from where the units
12 originated." Stipulation, p. 2, ¶¶ E – M.

13 CIWMB had sufficient justification for making that determination. MAC's collection
14 logs indicated that the Circuit City CEWs that MAC collected were generated by various Circuit
15 City stores, that is, the stores themselves were the California sources of the CEWs.²⁷ However,
16 before it issued its adjustment letter on June 11, CIWMB had learned in a telephone conversation
17 with a representative of Circuit City on or before June 4, 2007 that the CEWs that MAC collected
18 were, in fact, generated by Circuit City's customers who purchased new CEDs from Circuit City.
19 CIWMB email to Eco, dated June 4, 2007, Timeline, p.66. Since the logs did not contain the
20 consumers' names and addresses, that is, the California sources who generated the CEWs by
21 discarding their old CEDs, the logs were deficient. E-Waste Regulations, § 18660.30(b)(1)(G).

22 In addition to the statement of the Circuit City representative, CIWMB had more than
23 ample reason to suspect the veracity of MAC's collection logs. CIWMB had discovered by early
24 February 2007 that MAC's collection logs for the October and November 2006 claims contained
25

26 ²⁶ In the letter, CIWMB stated that it adjusted the claim respecting the Circuit City CEWs because "no logs of
27 individual names/addresses were provided." CIWMB letter to Eco, dated June 11, 2007, Timeline, p. 72.

²⁷ See, e.g., Exhibit 2, pp. 59, 63, 65 and 67.

1 duplicative entries. Eco email to MAC, dated February 5, 2007, Timeline, p. 22. In mid-March
2 and early April, 2007, CIWMB informed DTSC that MAC's collection logs for July, August,
3 September, October, and November of 2006 contained duplicate names and addresses. DTSC
4 Investigation Report, p. 5. Through its investigation in March and April 2007, DTSC confirmed
5 that the logs for October 2006 contained numerous false entries DTSC Investigation Report, pp.
6 5-7. (A year later, MAC admitted that it had misrepresented the purported California sources of
7 some of the CEWs which it had collected and for which it received payment. CIWMB Final
8 Brief, Exhibit E (DTSC Consent Order), p. 2, ¶¶ 1.7, 2.1; supra, p. 6, ll.1-7.) Hence, CIWMB
9 was justified in suspecting that MAC's collection logs were erroneous and in demanding specific
10 information as to the actual California sources of the Circuit City CEWs. Lacking the names and
11 addresses of the California sources, CIWMB properly denied payment for the Circuit City CEWs.

12 4. Public Policy Considerations Support the Conclusion That CIWMB Should Pay Eco for
13 Recycling the Best Buy CEWs But Not the Circuit City CEWs. The legal analyses and conclusions
14 above result from the simple application of the E-Waste Regulations to the evidence that the Parties
15 introduced. The conclusions are also consistent with the public policy to be served by California's e-
16 waste program. The Legislature envisioned a comprehensive program for the disposal of CEWs that
17 would be convenient for consumers, cost-free at the point of disposal and environmentally sound. Public
18 Resources Code, § 42461(b), (d). CIWMB implemented the Legislature's directive by designing a
19 program to meet those objectives. CIWMB's e-waste program, by its strict application of the California
20 source requirement (E-Waste Regulations, §§ 18660.6(c)(1), 18660.20(j)(1)(B)), also protects the e-waste
21 fee that Californians pay when they buy new CEDs from being spent to pay to recycle CEWs generated
22 by persons outside of California. Sellers of CEDs like Best Buy and Circuit City participate directly in
23 the e-waste program by generating their own CEWs and delivering them to collectors such as Eco and
24 MAC. They also participate indirectly in the program by serving as collection points for their customers
25 who discard their old CEDs when they purchase new ones. This arrangement is most convenient for their
26 customers. CIWMB wants to assure that those CEWs collected by sellers of CEDs were discarded by
27 Californians since the intent of the e-waste program is to pay collectors and recyclers for collecting and

1 recycling CEWs generated in California. Public Resources Code, §§ 42477((a), 42478(a); E-Waste
2 Regulations, § 18660.6(c)(1). However, in their zeal to protect the e-waste fees it collects, CIWMB
3 should not make it impractical for sellers of CEDs or their customers to participate in the e-waste
4 program. If CIWMB's application of the E-Waste Regulations forces CED sellers out of the program,
5 consumers who purchase new CEDs from the sellers will lose their most convenient and most practical
6 way to dispose their old CEDs.

7 In the case of the Best Buy CEWs, the weight of the evidence tends to show they were generated
8 by the Best Buy stores themselves – small numbers of CEWs located at stores all over the state. Exhibit
9 1, pp. 40-52. CIWMB disputes that conclusion, believing that some of the CEWs were generated by Best
10 Buy's customers. CIWMB Final Brief, pp. 1-2, 4-5. Even if CIWMB's assertions were correct, there is
11 substantial evidence that indicates those CEWs would have been generated by Best Buy customers
12 residing in California, so those CEWs would have a California source. The Best Buy CEWs came from
13 18 Best Buy stores located throughout the state. Exhibit 1, pp. 40-52. Most of the stores are many miles
14 from population centers in neighboring states or countries. *Id.* Unless an out-of-state consumer is
15 purchasing a new CED from a Best Buy store in California, it is hard to imagine why he or she would
16 drive to California to discard his or her old CED at Best Buy. Even if such an out-of-state consumer did
17 purchase a CED in California, it would pay the e-waste fee on the new CED, so perhaps no harm to the
18 public fisc would result if CIWMB pays to recycle that out-of-state CEW.

19 The facts surrounding the Circuit City CEWs are different. First and foremost, Circuit City
20 informed CIWMB that some of its CEWs were actually customer-generated, rather than store-generated.
21 CIWMB email to Eco, dated June 4, 2007, Timeline, p. 66. In addition, MAC collected large numbers of
22 CEWs at Circuit City stores (e.g., 23, 12, 18, 19 units per store; see, Exhibit 2, pp. 59-73), and possibly
23 collected CEWs only at two Circuit City distribution centers.²⁸ It is unlikely that the stores themselves
24 generated so many CEWs. Just on the basis of the numbers, one can infer that most of the CEWs in

25
26 ²⁸ The evidence is not clear on this point. CIWMB asserts that MAC collected CEWs at just two distribution centers
27 which serve California and other western states. CIWMB Final Brief, p. 8, ¶ 2. A statement MAC made to DTSC
tends to support CIWMB's assertion. DTSC Inspection Report, p. 10, ¶ 1. However, Exhibit 2 shows that the
Circuit City CEWs came from numerous Circuit City stores all over the state. Exhibit 2, pp. 59-73.

1 question were generated by Circuit City customers. Further, if the CEWs were primarily collected at
2 distribution centers serving a number of western states, as postulated by CIWMB (CIWMB Final Brief, p.
3 8, ¶ 2), there is the possibility that CEWs from out-of-state were being shipped to the distribution centers
4 along with new CEDs. There is some incentive for out-of-state Circuit City stores to do that since MAC
5 was actually paying Circuit City for the right to collect its CEWs in some cases; in other states, Circuit
6 City stores have to pay to dispose the CEWs they collected from their customers. DTSC Investigation
7 Report, p. 15. Finally, there is the credibility of MAC itself. CIWMB was justified in doubting collection
8 logs provided by MAC since it knew that MAC had falsified its collection logs in the past. DTSC
9 Investigation Report, pp. 5-7. Lacking names and addresses of the California sources of the Circuit City
10 CEWs, and having solid grounds for questioning the validity of the logs, CIWMB properly denied the
11 recycling payment Eco sought for those CEWs.

12 Granted, it is likely that most of the Circuit City CEWs were generated by California sources; but
13 under the facts in this matter and the applicable law, CWIMB acted properly to deny the recycling
14 payment sought by Eco. If this result seems unfair to Eco or to MAC, CIWMB can consider whether to
15 amend the E-Waste Regulations to more fully achieve the Legislature's goal of a convenient, cost-free
16 program that promotes the safe disposal of CEWs generated by California consumers and businesses.

17 5. The Evidence Does Not Support CIWMB's Argument That the Commingled CEWs Lack
18 Adequate Source Documentation, Precluding It from Making the Recycling Payment to Eco. CIWMB
19 argues that, because the Best Buy and Circuit City CEWs are comingled,²⁹ it has no way of knowing
20 which CEWs are from which source and which sources are California sources, and therefore is not
21 obliged to reimburse Eco for recycling those CEWs. CIWMB Final Brief, pp. 4-5, 7, 9. As a general
22 statement, this argument is compelling – the regulations are clear that the California source of the CEWs
23 must be identified by name and address in order to qualify for a recycling payment from CIWMB.³⁰ E-

24
25 ²⁹ In the Stipulation, Eco states that the Best Buy CEWs and the Circuit City CEWs each consists of "discarded Best
26 Buy [or Circuit City] store floor models, returned units from customers, and discarded CEW picked up from
customers in exchange for the drop-off of newly-purchased units." Stipulation, p. 3, ¶¶ 14, 15.

27 ³⁰ This precise source requirement does not apply to all CEWs. The E-Waste Regulations provide that local
governments who collect CEWs and their designated collectors need not identify the source of each CEW (E-Waste
Regulations, § 18660.20(j)(1)(B)) and all recyclers may recover recycling payments for "source-anonymous CEWs"

1 Waste Regulations, §§ 18660.6(c)(1), 18660.20(j)(1)(B). In light of the specific requirements set out by
2 CIWMB in the E-Waste Regulations, if the source of a particular CEW is unknown, CIWMB must not
3 reimburse the recycler for recycling it.

4 However, the facts in this case, as established by the evidence, do not compel the conclusion that
5 the CEWs are commingled such that their sources are not identified. The Parties' Stipulation that the
6 CEWs collected at Best Buy stores and Circuit City stores are each comprised of commingled store-
7 generated and customer-generated CEWs (Stipulation, p. 3, ¶¶ 14,15) is not supported by the evidence
8 introduced in this matter. Accordingly, the Hearing Officer gives greater weight to the actual evidence in
9 the matter than to the Stipulation of the Parties.³¹ As discussed above, the evidence shows that the Best
10 Buy CEWs are CEWs generated by various Best Buy stores in California. Exhibit 1, pp. 40-52. CIWMB
11 does not introduce any evidence to the contrary. CIWMB's unsubstantiated fears based on its beliefs as
12 to the sources of the Circuit City CEWs³² are not a basis for determining that the Best Buy CEWs are not
13 from California sources. The evidence also purports to show that the Circuit City CEWs are from
14 California sources, namely various Circuit City stores. Exhibit 2. In that case, however, CIWMB had
15 ample reason, based on facts, to dispute the provenance of those CEWs. CIWMB's own investigation
16 (referenced in Eco's email to MAC [dated February 5, 2007, Timeline, p. 22] and in CIWMB's emails to
17 DTSC in March and April, 2007 [DTSC Investigation Report, p.5]) and the DTSC investigation in March
18 and April 2007 (DTSC Investigation Report, pp. 6-7) showed that MAC's logs for various months
19 contained duplicate names. In addition, Circuit City informed CIWMB that some or all of the CEWs
20 MAC collected from it were customer-generated rather than store-generated, thus the stores were not the
21 California source of the CEWs. CIWMB email to Eco, dated June 4, 2007, Timeline, p. 66.

22
23
24 that result from illegal disposal and disposal of CEWs in the municipal solid waste stream that are discovered in the
course of load-checking at solid waste facilities (E-Waste Regulations, §§ 18660.5(a)(41), 18660.6(c)(3)).

25 ³¹ This is particularly appropriate under the circumstances here where Eco entered the Stipulation (on August 28,
26 2008) without having the benefit of counsel. Transcript of Status Conference, September 29, 2008, pp. 15, ll. 20-
27 23; Notice of Substitution of Attorneys, filed by Eco's counsel on October 16, 2008; Transcript of Status
Conference, October 17, 2008, p. 2, ll. 4-6, 10-14.

³² See, CIWMB email to Eco, dated June 4, 2007, Timeline, p. 66.

1 6. Best Buy and Circuit City Do Not Become the California Sources of the CEWs in
2 Question Even If They “Own” the CEWs after the CEWs Are Discarded. In their Stipulation, the Parties
3 assert that the CEWs in question contain an unknown mix of store floor models, units that customers have
4 returned to the stores (e.g., for repair or replacement) and units that the stores obtained when customers
5 purchased new CEDs. Stipulation, p. 3, ¶¶ 14, 15. In light of that assertion, Eco addresses the question of
6 whether such CEWs should be determined to be California-source materials. Eco argues that, by virtue of
7 their ownership of the CEWs, the stores are the actual California source of the CEWs, that the stores
8 themselves have “generated” the CEWs. Eco Final Hearing Brief, pp. 6-10. This argument is persuasive
9 as to the floor models and units returned to the stores for repair or replacement.³³ However, the E-Waste
10 Regulations clearly state that persons who “receive, accumulate, consolidate, store, or otherwise handle
11 discarded, donated or collected CEWs are not the California sources of those CEWs.” E-Waste
12 Regulations, § 18660.5(a)(12). A California consumer who purchases a new CED from an electronics
13 store and gives his or her old unit to the store for disposal is the person who has discarded the CED,
14 making it a CEW, and thus is the California source of that CEW. CIWMB argues correctly that Best Buy
15 and Circuit City, when they receive such discarded units from their customers, are not the sources of the
16 CEWs.

17 7. CIWMB Is Not Estopped from Adjusting the December 2006 Claim Based on Its
18 Approval of Previous Similar Claims Because It Erroneously Believed That Circuit City Was the

21 ³³ CIWMB does not dispute that Best Buy and Circuit City are the California sources of store-owned floor models
22 which the store subsequently discards. CIWMB Final Brief, p. 1, ¶ 1. CIWMB also argues, however, that units
23 which customers return to the stores for repairs are discarded by customers, not the stores. CIWMB Final Brief, p.
24 6, ¶ 4. This argument is not persuasive for two reasons. First, the store gives the customer value for the defective
25 CED it receives by either repaying the customer’s purchase price or by giving the customer a replacement CED.
26 How can a CED be deemed to be “discarded” if someone pays the full value for it, as if it were a new CED?
27 Second, it is the store, not the customer, that determines what to do with the returned CED – whether to use the
product as a floor model, repair it or discard it, based on the store’s analysis. Thus, it is readily apparent that a
customer is not discarding a CED when he returns it to the store that sold it to him; he simply seeks to receive the
benefit of the bargain he made with the store. In the language of the regulations, the store’s decision to reuse, repair
or discard a CED that is returned by a customer is sufficient “use” of the CED to qualify the store as the generator of
the CEW: the source of a CEW is the person who generates a CEW after his/her/its “own use of the CEW.” E-
Waste Regulations, § 18660.5(a)(12).

1 California Source of the Circuit City CEWs in the Previous Claims.³⁴ The concept of equitable estoppel
2 protects a party who reasonably relies on the statements or conduct of another party as to the existence of
3 a certain set of facts and who would suffer injury if the other party subsequently changed its position as to
4 the existence of those facts.³⁵ Eco argues that CIWMB is estopped from adjusting the December 2006
5 Claim because Eco reasonably relied on CIWMB's enforcement pattern and interpretation of the E-Waste
6 Regulations as evidenced by CIWMB's approval of Eco's November 2006 claim and its September 2006
7 claim which, Eco asserts, were fundamentally the same as the December 2006 Claim. Eco Final Brief, p.
8 11, ll. 2-15. However, to establish estoppel it is necessary to show that the party to be estopped must
9 have known the true nature of the conduct which it, by its words or actions, has sanctioned.³⁶ For
10 estoppel to apply in this case, CIWMB must have known that MAC's logs of the Circuit City CEWs were
11 inaccurate, that is, did not truthfully disclose the California sources of the CEWs. That requirement is not
12 met here.

13 When it approved Eco's September 2006 claim (sometime prior to December 4, 2006 [see Eco
14 internal email, dated December 4, 2006, Timeline p. 16]), CIWMB did not know that MAC's logs did not
15 accurately describe the California sources of the Circuit City CEWs. CIWMB did not have reason to
16 question the source of the Circuit City CEWs until early February, 2007 when CIWMB discovered that
17 MAC's logs for October and November 2006 contained duplicated names. Eco email to MAC, dated
18

19 ³⁴ Because the Hearing Officer has determined that the Best Buy stores were the California sources of the Best Buy
20 CEWs, this discussion is limited to the Circuit City CEWs.

21 ³⁵ More eloquently: "The vital principle [of equitable estoppel] is that he who by his language or conduct leads
22 another to do what he would not otherwise have done shall not subject such person to loss or injury by disappointing
the expectations upon which he acted." Seymour v. Oelrichs, 156 Cal. 782, 795 (1909), cited in City of Long Beach
v. Mansell, 3 Cal. 3d 462, 488 (1970).

23 ³⁶ "Generally speaking, four elements must be present in order to apply the doctrine of equitable estoppel: (1) the
24 party to be estopped must be apprised of the facts; (2) he must intend that his conduct shall be acted upon, or must
25 so act that the party asserting the estoppel had a right to believe it was so intended; (3) the other party must be
26 ignorant of the true state of facts; and (4) he must rely upon the conduct to his injury." [emphasis added] Driscoll v.
27 City of Los Angeles, 67 Cal. 2d 297, 305, cited in Mansell, 3 Cal. 3d at 489. Estoppel applies only when the party
to be estopped knows the true nature of the conduct of the party seeking to establish estoppel. As described in
Mansell, the public agencies who were ultimately estopped from changing their interpretation of certain land titles in
the state tidal zone knew that there were substantial legal questions as to the validity of privately-held titles in an
area in which the State also had claim to title, but nonetheless treated the land as if the private titles were good,
allowing properties to be transferred among private citizens, allowing development to occur and making public
improvements in the area. Mansell, 3 Cal. 3d at 492.

1 February 5, 2007 (referencing "the CIWMB discovery this morning of what they consider errors in the
2 MAC collector logs"), Timeline pp. 22-23; Eco email to MAC, dated February 12, 2007, Timeline, p. 26.
3 As for the November 2006 claim, Eco had deleted from that claim MAC's logs of individuals due to
4 CIWMB's expressed concerns about duplications in the logs. Eco internal email, dated March 13, 2007,
5 Timeline, p. 44. Only MAC collection logs showing Circuit City stores as the source of the CEWs
6 remained. Eco Final Brief, Exh. N. CIWMB did not learn that the Circuit City stores were not the actual
7 California sources of the CEWs MAC collected from Circuit City until it had a telephone conversation
8 with a representative of Circuit City in early June 2007. CIWMB email to Eco, dated June 4, 2007,
9 Timeline p. 66.

10 Therefore, estoppel can only come into play after early February 2007, as to MAC's logs of
11 individual sources of CEWs, and after early June 2007, as to Circuit City being the source of the CEWs;
12 those were the approximate dates when CIWMB learned the facts as to the true nature of MAC's conduct
13 and, by extension, Eco's conduct. Eco does not identify evidence in the record that CIWMB approved
14 recycling payments to Eco containing MAC logs of individuals as the California sources of CEWs after
15 early February 2007, nor evidence that CIWMB approved recycling payments to Eco containing MAC
16 logs showing Circuit City as the California source of the CEWs after early June 2007. Accordingly,
17 equity does not compel that CIWMB be estopped from rejecting MAC's logs and Eco's recycling
18 payment claims for the Circuit City CEWs.

19 8. CIWMB Properly Determined That It Could Not Make Recycling Payments for
20 Customer Haul-Away CEWs Included within the Circuit City CEWs for Which Eco Could Not Provide
21 Adequate Source Documentation. The evidence in this matter leads one to believe that the majority of the
22 Circuit City CEWs are likely from California consumers who discarded their CEDs when they purchased
23 new CEDs from Circuit City.³⁷ A representative of Circuit City said as much to CIWMB. CIWMB email
24 to Eco, dated June 4, 2007, Timeline, p. 66. Moreover, the CEWs were collected at Circuit City
25
26

27 ³⁷ Because the Hearing Officer has determined there is adequate source documentation for the Best Buy CEWs, this section deals only with Eco's arguments relating to the Circuit City CEWs.

1 distribution centers³⁸ in California which served stores whose market areas were primarily in California.
2 Eco argues that any such CEWs should be eligible for repayment, given the Legislature's goal, as stated
3 in the Electronic Waste Recycling Act, "to provide sufficient funding for the safe, cost-free and
4 convenient collection and recycling of 100 percent of the covered electronic waste discarded...in the
5 state." Public Resources Code, § 42461(h); Eco Final Brief, pp. 8-10. However, Eco does not cite to any
6 statute or regulation that would direct or authorize CIWMB to pay for the recycling of CEWs that might
7 or might not have been generated by California sources. In essence, Eco argues that CIWMB should pay
8 the recycling fee if it determines it is more likely than not that the CEWs were from California sources.
9 The Legislature could have directed CIWMB to do that, or CIWMB might have interpreted the new
10 statute that way in the E-Waste Regulations, but neither did so. CIWMB's regulations are quite clear in
11 requiring the name and address of the California source of the CEWs for which it will pay a recycling fee.
12 E-Waste Regulations, §§ 18660.6(c)(1), 18660.20(j)(1)(B). Here, the evidence shows that at least some
13 of the Circuit City CEWs were customer-generated. CIWMB email to Eco, dated June 4, 2007, Timeline,
14 p. 66; Stipulation, p. 3, ¶ 15. Eco did not provide the names and addresses of the Circuit City CEWs that
15 were customer-generated, that is, did not provide the California source documentation required by Section
16 18660.20(j)(1)(B) of the E-Waste Regulations. Absent the critical information as to the actual California
17 sources of the CEWs, CIWMB was precluded by its regulations from paying Eco for recycling the Circuit
18 City CEWs.

19 9. CIWMB Did Not Act Arbitrarily in Its Rejection of Eco's Claim for Payment for
20 Recycling the Circuit City CEWs. Eco argues that CIWMB was arbitrary in denying payment for the
21 CEWs in question here while it paid similar claims from other recyclers and other claims from Eco
22 having source documentation comparable to that rejected here. Eco Final Brief, pp. 11-12. As discussed
23 above, CIWMB did not have a substantial basis for denying the recycling payment in the December 2006
24 Claim respecting the Best Buy CEWs. In that context, CIWMB's decision on the Best Buy CEWs was
25 arbitrary. However, CIWMB's determination that the Circuit City CEWs lacked adequate source
26

27 ³⁸ See DTSC Investigation Report, p. 10. It is not clear whether MAC collected CEWs only at distribution centers
or if it collected from individual stores as well.

1 documentation was supported by facts CIWMB had learned about those CEWs – as noted above, Eco’s
2 collector MAC had submitted fraudulent logs and Circuit City informed CIWMB that the CEWs, or some
3 of them, were actually discarded by Circuit City customers, not by Circuit City stores. An agency does
4 not act arbitrarily when it treats a recycler that complies with its regulations differently from one that fails
5 to comply.

6 10. With respect to the Nevada CEWs and the Arizona CEWs:

7 CIWMB properly determined that those CEWs were not from California sources, thus were
8 ineligible for recycling payments. Eco’s collection logs disclosed that the CEWs were collected from
9 Best Buy stores in Nevada or Arizona. Exhibit 1, pp. 43,45, 47, 48. Recycling payments may only be
10 made for CEWs collected from California sources. E-Waste Regulations, § 18660.6(c)(1).

11 11. With respect to the Incomplete Address CEWs:

12 CIWMB properly determined that it was unknown whether those CEWs were from California
13 sources, thus were ineligible for recycling payments. Eco’s collection logs disclosed that the address of
14 the source was incomplete, making it impossible for CIWMB to determine the source of the CEWs.
15 Exhibit 1, p. 42, 45, 47. The collection logs must show the names and addresses of the California sources
16 of the CEWs. E-Waste Regulations, § 18660.20(j)(1)(B). CIWMB was justified in refusing to make
17 recycling payment for CEWs lacking complete addresses.

18
19 Order

20 For the reasons stated above,

21 1. With respect to the Best Buy CEWs, the Hearing Officer sustains Eco’s appeal and orders
22 CIWMB to pay to Eco the recycling payment owing to Eco under its December 2006 Claim for
23 recycling the Best Buy CEWs.

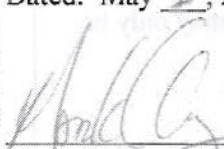
24 2. With respect to the Circuit City CEWs, the Hearing Officer denies Eco’s appeal and
25 upholds CIWMB’s determination to withhold payment for the Circuit City CEWs for which Eco
26 sought a recycling payment in the December 2006 Claim.

1 3. With respect to the Nevada CEWs, the Arizona CEWs and the Incomplete Address
2 CEWs, the Hearing Officer denies Eco's appeal and upholds CIWMB's determination to
3 withhold payment for the Nevada CEWs, the Arizona CEWs and the Incomplete Address CEWs
4 for which Eco sought recycling payments in the December 2006 Claim.

5 4. The Parties shall bear their own costs.

6
7 It is so ordered.

8
9 Dated: May 1, 2009

10
11 
12 Mark Leary, Executive Director,
13 California Integrated Waste Management Board,
14 Hearing Officer
15
16
17
18
19
20
21
22
23
24
25
26
27

BB4
only
(CA)

0* *

3* +

2* +

3* +

1* +

4* +

2* +

3* +

2* +

1* +

3* +

3* +

2* +

2* +

3* +

2* +

3* +

1* +

3* +

1* +

2* +

2* +

X 2* +

2* +

3* +

1* +

1* +

3* +

1* +

4* +

1* +

2* +

2* +

2* +

4* +

1* +

4* +

3* +

2* +

1* +

4* +

2* +

3* +

1* +

2* +

004.....

99* *

total 102

3* +

2* +

1* +

4* +

3* +

2* +

1* +

3* +

2* +

21* *

009.....

BB4
AZ

0* *

16* +

21* +

5* +

7* +

99* +

005.....

Best Buy 148* *

148* *

pds ea 140* *

20,720* *

78,232* +

20,720* -

000.....

eligible - 57,512* *

Debit 148 units /
20,720 lbs

3* +

2* +

3* +

1* +

4* +

2* +

1* +

15* *

007.....

BB4
NV

1* +

1* +

1* +

1* +

1* +

5* *

005.....

4 no city
1-SCI?

#units from
individuals

22* +

14* +

32* +

25* +

32* +

11* +

006.....

136* *

1* +

3* +

1* +

2* +

004.....

7* *

DDC?

000038

Amadi Services, Inc.
BEST BUY COLLECTION LOG
December 2006

Collector	Material Received From	TXIB Control Number	Lot Number	Approved Collector Number	Date Received	SB-20 Units Transferred	CEW Weight Transferred		Gross SB-20 Revenue	Collector Payments Due	Net SB-20 Revenues
							SB-20 Units Transferred	Envirocycle at Collector			
Envirocycle, Inc.	BEST BUY - CHINO	12243	RC 2802	101481	12/1/06	52	51	8,698	\$ 3,215.04	\$ -	\$ 3,215.04
Envirocycle, Inc.	BEST BUY - CHINO	12254	RC 2812	101481	12/4/06	48	48	7,433	\$ 3,567.84	\$ -	\$ 3,567.84
Envirocycle, Inc.	BEST BUY - CHINO	12255	RC 2815	101481	12/4/06	74	74	10,203	\$ 3,459.84	\$ -	\$ 3,459.84
Envirocycle, Inc.	BEST BUY - CHINO	12293	RC 2853	101481	12/11/06	54	54	8,342	\$ 4,897.44	\$ -	\$ 4,897.44
Envirocycle, Inc.	BEST BUY - CHINO	12329	RC 2896	101481	12/13/06	68	68	9,626	\$ 4,504.16	\$ -	\$ 4,504.16
Envirocycle, Inc.	BEST BUY - CHINO	12357	RC 2923	101481	12/15/06	50	50	7,312	\$ 4,620.40	\$ -	\$ 4,620.40
Envirocycle, Inc.	BEST BUY - CHINO	12382	RC 2953	101481	12/18/06	30	30	9,389	\$ 3,509.76	\$ -	\$ 3,509.76
Envirocycle, Inc.	BEST BUY - CHINO	12383	RC 2955	101481	12/18/06	78	78	12,021	\$ 4,506.72	\$ -	\$ 4,506.72
Envirocycle, Inc.	BEST BUY - CHINO	12403	RC 2978	101481	12/18/06				\$ 5,770.00	\$ -	\$ 5,770.00
Envirocycle, Inc.	BEST BUY - CHINO								\$ 37,551.36	\$ -	\$ 37,551.36
Envirocycle, Inc.									555	78,232	

000039

009.....

009.....

0 *

52* +
51* +
48* +
74* +
54* +
68* +
50* +
80* +
78* +

555 *

6,698* +
7,433* +
7,208* +
10,203* +
8,342* +
9,626* +
7,312* +
9,389* +
12,021* +

78,232 *

Amandi Services, Inc.

Best Buy Collection Log Information

DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
11/22/06	BBY 1020	79220 HWY 111 LA Quinta, ca	92253	3	377	12/1/06
11/22/06	BBY 124	44449 Town Center Way, Palm Desert CA	92260	2	258	12/1/06
11/22/06	BBY 392	2852 Canyon Springs Pkwy, Riverside CA	92507	3	387	12/1/06
11/24/06	MICHAEL C.	16887 PEER TRIL CT SAN DIEGO	92127	1	129	12/1/06
11/24/06	JOAN SLOM	7886 PASO ALMENDRO CARLSBAD	92006	1	129	12/1/06
11/24/06	MARGERIE PETERS	8753 ENCINO AVE SAN DIEGO	92123	1	129	12/1/06
11/24/06	MAE KONIMOTO	1822 CORENTH AVE LOS ANGELES	90025	1	129	12/1/06
11/24/06	DAVID PORTER	418 Normandie, Los Angeles, CA	90020	1	129	12/1/06
11/24/06	HIGGIN BOTHAM	1100 OCEAN AVE SEAL BEACH	90740	2	258	12/1/06
11/24/06	VICTORIA JEWELL	400 MELROSE DR VISTA	92083	1	129	12/1/06
11/24/06	BATHSERA DISRAEU	26701 QURICRIC LAGUNA HILLS	92656	1	129	12/1/06
11/24/06	JAMES ALLEN	3129 QUARRY RD PALMDALE	93550	1	129	12/1/06
11/24/06	MARCUS Boyd.	302 W QUEEN ST INGLEWOOD	90201	1	129	12/1/06
11/25/06	MAY Ryen	712 OXFORD AVE MARINA DEL REY	90242	1	129	12/1/06
11/25/06	CONRAD ESSER	8 CORTE MERO SAN CLEMENTE	92673	1	129	12/1/06
11/25/06	PHYLLIS HOFF	9602 BROCK AVE DOWNEY	90240	1	129	12/1/06
11/25/06	AMY AJULS	3256 W 135TH ST HAWTHORNE	90250	1	129	12/1/06
11/25/06	PAUL REYES	12462 PINE GROVE LN CERRITOS	90703	1	129	12/1/06
11/25/06	DOROTHY WOODBURY	7880 E SPRING ST LONG BEACH	90815	1	129	12/1/06
11/25/06	MARY JENKINS	239 S MANHATTAN PL LOS ANGELES	91004	1	129	12/1/06
11/25/06	Dana. BEACH	8162 MONITO BL PLAYA DEL REY	90293	2	258	12/1/06
11/26/06	GALEN BURSON	881 HOMESTEAD RD CORONA	92880	1	129	12/1/06
11/26/06	ANGELA NOSTA	7083 TEADAL AVE SAN DIEGO	92122	1	129	12/1/06
11/26/06	GARY MANSFIELD	2508 Harriman Place, CA	90278	1	129	12/1/06
11/26/06	JESSICA RICH	4012 MORON ST SAN DIEGO	92115	1	129	12/1/06

32

Amandi Services, Inc.

Best Buy Collection Log Information

DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
11/26/06	LAURA ESTRADA	83083 SINGING HILLS INDIO	92203	1	129	12/1/06
11/26/06	V. GUNSON	12165 CMTO SAN DIEGO	92130	1	129	12/1/06
11/26/06	CONNIE Gregory	2805 WEST HASM THOUSAND OAKS	91362	1	129	12/1/06
11/26/06	ROBERT HILL	30352 VIA FERIVO SAN JUAN CAPISTRANO	92675	1	129	12/1/06
11/26/06	ALICIA CAIN	9850 GARFIELD HUNTINGTON BEACH	92646	1	129	12/1/06
11/26/06	MASARA HASHIMOON	24720 VALMONTE TORRANCE	90505	1	129	12/1/06
11/26/06	ENANUEL GAVRVAN	5221 BELLINGHAM VALLEY	91607	1	129	12/1/06
11/27/06	SUSAN CONIDINE	1673 TOYON PL CORONA	92882	1	129	12/1/06
11/27/06	DDC 111	500 Westminster Mall, Westminster CA	92683	1	129	12/1/06
11/27/06	MATHEW B.	33742 ROSE DEL CAMPO LAGUNA NIGUEL	92677	1	129	12/1/06
11/27/06	THELMA CABITES	40513 ESPERANZA WAY PALMDALE	93551	1	129	12/1/06
11/27/06	J. SMITH	5481 TORRANCE BLVD TORRANCE	90503	1	129	12/1/06
11/27/06	RICHARD BERG	1112 N BRADFORD PLACENTIA	92670	1	129	12/1/06
11/27/06	ROSS LOPATIN	528 CALLE ARAGON LAGUNA HILLS	92637	1	129	12/1/06
11/27/06	CAROLIN FRANKLIN	5950 IMPERIAL HWY SOUTHGATE	90280	1	129	12/1/06
11/27/06	WILLIAM LEE	345 valley circle monrovia	91016	1	129	12/1/06
11/27/06	AMENDOLARE, Joseph	9205 carlton oaks #25 Santee	92071	1	129	12/1/06
11/27/06	ROSE WOLFE	5733 E OAKBROOK ST LONG BEACH	90815	1	129	12/1/06
11/27/06	BBY #107	3675 Pacific Coast Hwy Torrance	90505	1	129	12/1/06
11/27/06	KAREN SMEET	26888 CHINA DR SUN CITY	92585	1	129	12/1/06
		TOTAL:		52	6698	
11/26/06	BBY 624	14395 Pipeline, Chino	91710	4	584	12/4/06
11/26/06	BBY 624	14395 Pipeline, Chino	91710	2	292	12/4/06

Amandi Services, Inc.

Best Buy Collection Log Information

DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
11/26/06	BBY # 624	14395 Pipeline, Chino	91710	3	438	12/4/06
11/26/06	BBY # 624	14395 Pipeline, Chino	91710	2	292	12/4/06
11/26/06	BBY # 624	14395 Pipeline, Chino	91710	1	146	12/4/06
11/26/06	PHILIP KAPLAN	56765 MERION LA QUINTA	92253	2	292	12/4/06
11/28/06	George DABLIN	3747 EAGUE ST SAN DIEGO	92103	1	146	12/4/06
11/28/06	W. KOISEY	9932 DAINES DR TUCUMCARI	91780	1	146	12/4/06
11/28/06	CHARLOTE JENNISON	820 4TH SANTA MONICA	90403	1	146	12/4/06
11/28/06	SCOTT DOWN	27766 ROBINSON MISSION VIEJO	92582	1	146	12/4/06
11/28/06	VALLISHA SHOTRY	16352 WILLOWMIST CT CHINO HILLS	91709	1	146	12/4/06
11/28/06	S. KAPLAN	3641 WILLOW ST	91604	1	146	12/4/06
11/28/06	DERRICK WADA	1560 TAMARIX ST CAMARILLO	93010	1	146	12/4/06
11/28/06	ROBERT ROBERT	11208 FELSON ST ARTESIA	90703	1	146	12/4/06
11/28/06	GENE BATALI	791 DEER HAVEN PALM DESERT	92211	1	146	12/4/06
11/28/06	PAUL HENLEY	12013 RIVER GROVE MOORPARK	92021	1	146	12/4/06
11/29/06	Maria Komlatry	12011 HORNEY AVE DOWNEY	90241	1	146	12/4/06
11/29/06	CLAUDIA MENSIVAR	10326 PARAMOUNT DOWNEY	91748	1	146	12/4/06
11/29/06	KULDEY SINGH	2124 ARCADAK AVE ROWLAND HEIGHTS	92103	1	146	12/4/06
11/29/06	ROBERT BRUBAKE	3525 PRECIDIO ST SAN DIEGO	91302	22	3199	12/4/06
11/29/06	ANE BERG	9833 WATERFORD WAY CALABASAS	91361	1	146	12/4/06
11/29/06	DOCKSTANDER	1191 STONEWALL CIR WESTLAKE VILLAGE	TOTAL:	512	7433	
11/20/06	BBY # 111	500 Westminster Mall, Westminster CA	92683	3	474	12/4/06
11/21/06	RON L	2377 VERN DR FALLBROOK	92028	1	158	12/4/06

Amandi Services, Inc.

Best Buy Collection Log Information

DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
11/21/06	ROBERT C.	10133 QUAIL VIEW ESCONDIDO	92026	1	158	12/4/06
11/21/06	MAMO UIKLA	22721 FOXRIDGE MISSION VIEJO	92692	1	158	12/4/06
11/21/06	THOMAS MARSIGLIA	567 OAKLAWN AVE CHULA VISTA	91910	1	158	12/4/06
11/21/06	K.J ZAUCHA	225 SAN MIGUEL PLACENTIA	92870	1	158	12/4/06
11/21/06	KEVIN WONG	148 WEATHE VANE IRVINE	92603	1	158	12/4/06
11/21/06	LISA GANSEBOM	2903 RANCHO CORTEZ	92009	1	158	12/4/06
11/21/06	DAVID WILSON	40701 RANCHO VISTA BLVD PALMDALE	93551	1	158	12/4/06
11/21/06	MONOS	13459 BONBOW ST BALDWIN	91706	1	474	12/4/06
11/21/06	BBY # 123	575 Wetmore Rd, Tucson, AZ	85705	3	314	12/4/06
11/21/06	BBY # 123	575 Wetmore Rd, Tucson, AZ	85705	2	157	12/4/06
11/21/06	BBY # 847	2430 Tuscany St, Corona, CA	92881	4	632	12/4/06
11/21/06	BBY # 847	2430 Tuscany St, Corona, CA	92264	1	157	12/4/06
11/22/06	JAMES Cooperstein	2696 S SIERRA MADRE PALM SPRINGS	92019	1	157	12/4/06
11/22/06	KEITH KEDWARD	1768 GRANITE HILLS DR EL CAJON	90004	1	157	12/4/06
11/22/06	ANDRES ORTIZ	2005 MARIPOSA AVE LOS ANGELES	92123	1	157	12/4/06
11/22/06	HERBERT BARNES	4250 ALASKA SAN DIEGO	92620	1	157	12/4/06
11/22/06	EDWARD BALDYGA	5200 IRVINE BLVD SPC 363 IRVINE	92272	1	157	12/4/06
11/22/06	S. JACOBSON	16661 CHARWELL LN PALSIDES	90275	1	157	12/4/06
11/22/06	NAKAYAMA	5054 DOLACROIX RANCHO PALO VERDES	91745	1	157	12/4/06
11/29/06	HOWAD NITTINGER	2623 ARND GRANADA HILLS	92673	1	157	12/4/06
11/29/06	ALEX BEVTLER	2441 AVENIDA MASTIL SAN CLEMENTE	92630	1	157	12/4/06
11/29/06	BEVERLY HATLER	22774 BLAMAIRE LAKE FOREST	90245	1	157	12/4/06
11/29/06	MAS PORTOSARI	1823 W 148TH ST GARDENA	90262	1	157	12/4/06
11/29/06	J KIM	3863 MANHATTAN BL LAWDALE	90638	1	2325	12/4/06
11/29/06	MARGE KOZAK	15624 FADA DRIVE LA MIRADA		14		

Amandi Services, Inc.
Best Buy Collection Log Information
DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
			TOTAL:	48	7208	
11/27/06	SZOSTEK	39 HERRINGBONE CT NEWBURY PARK	91320	1	138	12/6/06
11/29/06	Caroline VICKERS	47350 AGATE CT INDIANWELLS, CA	92210	1	138	12/6/06
11/29/06	B. CHRETIEN	2404 ANDERO TORRANCE	90501	1	138	12/6/06
11/29/06	ROBERT HALES	1226 N HOVES ST WEST HOLLYWOOD	90069	1	138	12/6/06
11/29/06	A. NGUYEN	9829 MOSSGLEN AVE FOUNTAIN VALLEY	92708	1	138	12/6/06
11/30/06	ROBERT HOLMER	47355 VIA GORDOBA LA QUINTA	92253	1	138	12/6/06
11/30/06	BURNETT, Harold	2633 CENTINELA SANTA MONICA	90405	1	138	12/6/06
11/30/06	VALLADOLID, Maria	2255 30TH ST SANTA MONICA	90405	1	138	12/6/06
11/30/06	STAFFORD Annette	37464 Oxford Dr PALMDALE, CA	93550	1	138	12/6/06
11/30/06	CHESTER Winfrey	4747 OAK CREST FALLBROOK	92098	1	138	12/6/06
11/30/06	HERMAN Schertel	1120 MISSION FALLBROOK	92098	1	138	12/6/06
11/30/06	TRAVIS BAILEY	7903 ELM AVE RANCHO CUCAMONGA	91730	1	138	12/6/06
11/30/06	BBY:846	13017 Peyton Dr, Chino Hills CA	91709	3	414	12/6/06
11/30/06	MEGAIN BORNSTEN	2301 PINE AVE MANHATTAN BEACH	90286	1	138	12/6/06
11/30/06	ROBERT Blackman	23748 CLAREDON WOODLAND HILLS	91367	1	138	12/6/06
11/30/06	JOHN MIKIDES	13940 TAHITI WAY MARINA DEL REY	90292	32	4416	12/6/06
11/30/06	MARTIN Gallegos	876 MARATIN PASADENA	91103	1	138	12/6/06
11/30/06	JOSEPLINE M.	900 MADISON PASADENA	91007	1	138	12/6/06
11/30/06	A. HILL	8052 CHIMENEN NORWALK	91325	1	138	12/6/06
11/30/06	ROCHELLE KERMAN	5350 BALTIMORE LA MESA	91942	1	138	12/6/06
11/30/06	ROY LIVINGSTON	16358 SUN SUMMIT RIVERSIDE	92563	1	138	12/6/06
12/1/06	B. ADDIE	12535 HEATHERTON SAN DIEGO	92128	1	138	12/6/06

000044

Amandi Services, Inc. **Best Buy Collection Log Information** **DECEMBER 2006 - BEST BUY CHINO**

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
12/1/06	G. JUDGE	2311 VICTORIA CIR. ALPINE	91901	1	138	12/6/06
12/1/06	EDDIE BRADFORD	170 E WALNUT PASADENA	91103	6	828	12/6/06
12/1/06	BBY 150	388 Hariman, San Bernardino Ca	92403	2	267	12/6/06
12/1/06	ANGELAMINE PINEAS	21185 FELIPA RD YORBA LINDA	92887	1	138	12/6/06
12/1/06	GAIL HILL	42557 GRANITE PL	92260	1	138	12/6/06
12/1/06	SHIH LIN	33498 COYOTE SPRINGS DR DIAMOND BAR	91765	1	138	12/6/06
12/1/06	TANNI	SAND CASTLE SCJ	90675	1	138	12/6/06
12/1/06	RICHARD Susag	33054 ELISA DR DANA POINT	92629	1	138	12/6/06
12/1/06	EVANKA Dostal	5 CARTAGENA SAN CLEMENTE	92672	1	138	12/6/06
12/1/06	MORRIS LEVINE	4252 LINDOS WAY OCEANSIDE	92058	1	138	12/6/06
12/1/06	CAROL O'leary	12618 3RD ST YUCAIPA	92399	1	138	12/6/06
12/1/06	ROEN Viscorich	46 LINCOLN PL RANCHO MIRAGE	92270	1	138	12/6/06
12/1/06	NANCY TSAI	3109 CAPO DR HACIENDA HEIGHTS	91745	1	138	12/6/06
		TOTAL:		74	10203	
12/2/06	SHAK TANG	6970 WEST LEIGHE SAN DIEGO	92126	1	154	12/11/06
12/2/06	STEVE HARBATOR	8558 STATIM VILLAGE SAN DIEGO	92108	1	154	12/11/06
12/2/06	STEVEN PARTCH	7270 RONDE CT SAN DIEGO	92119	1	154	12/11/06
12/2/06	J.BABAIN	1304 STANLEY AVE GLENDALE	91206	1	154	12/11/06
12/3/06	JAMES HARDEL	1471 S. WODSTER ST LOS ANGELES	90035	1	154	12/11/06
12/3/06	BBY 122	2050 Rainbow Blvd. Las Vegas, NV	89108	3	482	12/11/06
12/3/06	BETTY BEVERLY	21330 HIPASS DR DIAMOND BAR	*91765	1	154	12/11/06
12/3/06	BERE PROPOGATO	2443 N VERMONT AVE LOS ANGELES	90027	1	154	12/11/06
12/3/06	RODRIGUEZ, Richard	4038 SHELBY RIVERSIDE	92504	1	154	12/11/06

0000045

Amandi Services, Inc.

Best Buy Collection Log Information
DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
12/3/06	D. DJCOMMUN	2530 JEFFERSON ST CARLSBAD	92008	1	154	12/11/06
12/3/06	MARK KOVACS	24 BONITA ST Foothill	92610	1	154	12/11/06
12/3/06	MARIA HERNANDEZ	287 SERENATE CAMARILLO	93012	1	154	12/11/06
12/3/06	PACITA CORNELIO	16307 ALPINE PL LA MIRADA	90638	1	154	12/11/06
12/3/06	DOUGLAS BALL	55293 SORRENTO LONG BEACH	90803	1	154	12/11/06
12/4/06	DARNEL MOSAIZITO	4010 LEMON BERRY THOUSAND OAKS	91362	1	154	12/11/06
12/4/06	KAREN Bemis	73115 MARISOL PALM DESERT	92260	1	154	12/11/06
12/4/06	DONAHUE, Sue	9512 STOAKES AVE DOWNEY	90240	1	154	12/11/06
12/4/06	MITCH ATKINS	323 E SAND PEBBLE WAY ORANGE	92865	1	154	12/11/06
12/4/06	DAVIS	BOWMNION AVE FULLERTON	92832	25	3850	12/11/06
12/4/06	LOUISE PRITCHETT	1242 LA JOLLA LOS ANGELES	90035	1	154	12/11/06
12/4/06	BBY 113	26531 Boquet Canyon Santa Clarita	91350	2	308	12/11/06
12/4/06	BBY 130	19929 Rinaldi Northridge	91326	3	488	12/11/06
12/4/06	ALLACE JAMES	93892 FLORA SPRINGS TEMECULA	95592	1	154	12/11/06
12/4/06	BRENDA SEAY	10151 HALAWA DR HUNTINGTON BEACH	92646	1	154	12/11/06
12/4/06	MELVIN Peterson	11147 SWATSON CT SAN DIEGO	92131	1	154	12/11/06
		TOTAL:		54	8342	
12/5/06	BBY 1020	79220 HWY 111 LA Quinta, ca	92253	2	294	12/13/06
12/5/06	BBY 1020	79220 HWY 111 LA Quinta, ca	92253	3	441	12/13/06
12/5/06	BBY 1020	79220 HWY 111 LA Quinta, ca	92253	1	147	12/13/06
12/5/06	BBY 111	500 Westminster Mall, Westminster CA	92683	3	441	12/13/06
12/5/06	BBY 107	3675 Pacific Coast Hwy Torrance	90505	1	147	12/13/06
12/5/06	BBY 104	5000 west 147th Hawthorne	90250	2	294	12/13/06

000004

0000046

Amandi Services, Inc.
Best Buy Collection Log Information
DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
12/5/06	BBY 104	5000 west 147th Hawthorne	90250	2	294	12/13/06
12/5/06	BARBARA GREGORY	418 E GRANADA CT ONTARIO	91764	1	147	12/13/06
12/6/06	VINCENT BUNDO	13802 NEW PASSAGE MARINA DEL REY	90292	1	147	12/13/06
12/6/06	DDC 130	19929 Rinaldi Northridge	91326	3	444	12/13/06
12/6/06	DDC 117	12989 Park Plaza Cerritos	90703	1	148	12/13/06
12/6/06	DDC 117	12989 Park Plaza Cerritos	90703	2	294	12/13/06
12/6/06	RAUL JAIN	5 CALADIUM RANCHO SANTA MARARITA	90688	1	148	12/13/06
12/6/06	K. WEHRL	422 GLEN EGLES LA CANADA	91011	1	148	12/13/06
12/6/06	DON GREEN	12302 ROADRUNNER LN VICTORVILLE	92392	1	148	12/13/06
12/6/06	JOSE RAMOS	2420 SILVER LAKE BLVD LOS ANGELES	90039	1	148	12/13/06
12/7/06	JANET DONOVAN	4023 MURRIETA	92562	1	148	12/13/06
12/7/06	B. BARKORDAR	1850 SHERIDAN WAY SAN MARCOS	92078	1	148	12/13/06
12/7/06	R. WOLFE	317 9TH ST MANHATTAN BEACH	90266	1	148	12/13/06
12/7/06	ANNA LINCOLN	400 N ODGEN DR LOS ANGELES	90036	1	148	12/13/06
12/7/06	John Bellus	3154 Miramontes Rd. Jamul	91935	1	148	12/13/06
12/7/06	JANE WARREN	504 JONES ST VENTURA	93003	1	148	12/13/06
12/7/06	ROBERT GORNEY	44605 AVIERS RD OXNARD	93033	1	148	12/13/06
12/7/06	LEONARD MARDEA	2317 BURRARR THOUSAND OAKS	91360	1	148	12/13/06
12/7/06	MELISSA TONI	3252 WILLOW POINT AVE CHINO HILLS	91709	1	148	12/13/06
12/7/06	ILA YOUNG	16222 MONTERREY LANE HUNTINGTON BEACH	92649	1	148	12/13/06
12/7/06	MARK GOULD	6519 FRANRIVER AVE WOODLAND HILLS	91307	32	4610	12/13/06
			TOTAL:	68	9626	
12/11/06	BBY 123	575 Wetmore Rd. Tucson, AZ.	85705	2	292	12/15/06

000047

Amandi Services, Inc.

Best Buy Collection Log Information

DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
12/11/06	BBY 123	575 Wetmore Rd, Tucson, AZ	85705	1	146	12/15/06
12/11/06	BBY 123	575 Wetmore Rd, Tucson, AZ	85705	4	548	12/15/06
12/11/06	BBY 289	3820 Maryland Parkway Las Vegas, NV	89119	2	292	12/15/06
12/11/06	BBY 289	3820 Maryland Parkway Las Vegas, NV	89119	3	438	12/15/06
12/11/06	BBY 289	3820 Maryland Parkway Las Vegas, NV	89119	1	146	12/15/06
12/11/06	ESSIE JOHNSON	1506 W 79TH ST LOS ANGELES	90047	1	146	12/15/06
12/11/06	LEAH TURCHIN	4477 JASMINE AVE CULVER CITY	90232	1	146	12/15/06
12/11/06	DAVID SACK	19456 WOODLANDS LN HUNTINGTON BEACH	92648	1	146	12/15/06
12/11/06	D. JOHNSON	212 S. VINCENTIA AVE CORONA	92882	1	146	12/15/06
12/11/06	HAROLD COUTTS	7169 Centerstone Way Fontana	92336	1	146	12/15/06
12/11/06	ERIC NICDAISEN	25117 MALIBU RD MALIBU	90265	1	146	12/15/06
12/12/06	BBY 485	1408 Litchfield Goodyear, AZ	85338	3	438	12/15/06
12/12/06	BBY 485	1408 Litchfield Goodyear, AZ	85338	2	292	12/15/06
12/12/06	BBY 123	575 Wetmore Rd, Tucson, AZ	85705	1	146	12/15/06
12/12/06	BBY 123	575 Wetmore Rd, Tucson, AZ	85705	3	438	12/15/06
12/12/06	BBY 123	575 Wetmore Rd, Tucson, AZ	85705	2	292	12/15/06
12/12/06	BBY 122	2050 Rainbow Blvd. Las Vegas, NV	89108	4	584	12/15/06
12/12/06	BBY 542	10950 Charleston Las Vegas, NV	89135	2	292	12/15/06
12/12/06	BBY 542	10950 Charleston Las Vegas, NV	89135	1	146	12/15/06
12/12/06	MCMAHAN, John	1678 TROTTER HORSE Rd. Oceanside	92057	1	146	12/15/06
12/12/06	RAUL ELLIS	1725 W 238TH ST TORRANCE	90301	1	146	12/15/06
12/12/06	JERRY W. HALL	1209 WOODBURY DR HARBOR CITY	90710	1	146	12/15/06
12/12/06	C.J. MIRTO	239 N CATALINA BUREBANK	91505	1	146	12/15/06
12/12/06	BEN MARTIA	1633 AMBERWOOD PASADENA	91030	1	146	12/15/06
12/12/06	PAMELA GIBBONS	5410 27TH ST Long Beach	90805	1	146	12/15/06

Amandi Services, Inc.

Best Buy Collection Log Information

DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
12/12/06	MYRON L.	78073 FOXBROOK LN PALM DESERT	92211	1	146	12/15/06
12/2/06	GAIL BRYANT	4841 MIOLAND DR LOS ANGELES	90043	1	164	12/15/06
12/2/06	A. JEFFERSON	2633 JULIET LOS ANGELES	90007	1	154	12/15/06
12/2/06	PERLITO DINGLASAR	559 N WINDSOR AVE LOS ANGELES	90004	1	154	12/15/06
12/2/06	PAUL CHAE	1211 S MARIPOSA AVE LOS ANGELES	90006	1	154	12/15/06
12/2/06	DICK STUMP	44139 WATFORD AVE LANCASTER	93535	1	154	12/15/06
12/2/06	JAMES HOLMES	2250 GREGORY AVE PALMDALE	93550	1	154	12/15/06
		TOTAL:		50	7312	
12/5/06	NASGIMENTO	REDONDO AVE CAMARILLO	93012	1	117	12/18/06
12/8/06	JENICE RICHARD	1031 S. PALMETTO AVE ONTARIO	91762	1	117	12/18/06
12/8/06	JOSEPH SIEFKE	19408 SHASTA RD APPLE VALLEY	92307	1	117	12/18/06
12/8/06	NATHANIAL JARRET	5812 GREY COURT SAN DIEGO	92114	1	117	12/18/06
12/8/06	BERNARD SEGAL	8111 CAMINO DEL ORO LA JOLLA	92037	1	117	12/19/06
12/8/06	ANN FISCHER KARPT	422 ANOCAPA CIRCLE NEWBURY PARK	91320	1	117	12/18/06
12/8/06	T. DOLON	2000 MONTECO ESCONDIDO	92006	1	117	12/18/06
12/9/06	RONALD S.	5185 SOL MURACIDA CULVER CITY	90230	1	117	12/18/06
12/9/06	ROSALYN HOLLAND	1822 S. SONORA RD PALM SPRINGS	92284	1	117	12/18/06
12/9/06	PAULA C.	6005 FENNELL SAN DIEGO	92114	1	117	12/18/06
12/9/06	MARK OSTRUM	8396 CAPRICORN WAY APT # 54 SAN DIEGO	92128	1	117	12/18/06
12/9/06	LADAWN DAVIS	29794 29818 Saguaro St. Castaic	91384	1	117	12/18/06
12/9/06	JOSEPH VACARRO	21951 Wakefield Ct. Saugus	91350	1	117	12/18/06
12/9/06	HELEN Marlynov	754 Brookside Lane Sierra Madre	91024	1	117	12/18/06
12/9/06	B. SUMMERS	2143 MAIN RIVERS DR HACIENDA HEIGHTS	91745	1	117	12/18/06

0000049

Amandi Services, Inc.
Best Buy Collection Log Information
DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
12/9/06	PAULETTE SCHINDALE	3546 CERRITOS AVE LONG BEACH	90807	1	117	12/18/06
12/9/06	GEORGE RUBY	2267 CENTURY LOS ANGELES	90067	1	117	12/18/06
12/9/06	Brenna Berger	204 FOOTHILL RD Beverly Hills	90210	1	117	12/18/06
12/9/06	GARY ROBINSON	4020 MENO AVE SAN DIEGO	92115	1	117	12/18/06
12/9/06	FRANCES WILLIA	24410 CRENSHAW BLVD	90505	1	117	12/18/06
12/9/06	Manluclao, Abigail	11370 OSOYOOS PL SAN DIEGO	92126	1	117	12/18/06
12/10/06	John Drury	554 Sunset Dr. Vista	92083	1	117	12/18/06
12/10/06	Kate Barfelo	8990 Lloyd Place West Hollywood	90069	1	117	12/18/06
12/10/06	M. CHIN	16342 TUPPER NORTH HILLS	91343	1	117	12/18/06
12/10/06	AGUSTIN Maloco Jr.	22408 BURTON St. CANOGA PARK	91304	1	117	12/18/06
12/10/06	RICHARD Plotin	18041 BRAEMORE RD. NORTHRIDGE	91326	1	117	12/18/06
12/10/06	MIKE OCONNell	8844 TRUE AVE Pico Rivera	90660	1	117	12/18/06
12/10/06	WRT DEL MAN	4743 WILGUR RD THOUSAND OAKS	91360	1	117	12/18/06
12/10/06	DONKIA MOSS	5200 ENTRARD ST PALMDALE	93551	1	117	12/18/06
12/10/06	BENJAMIN CITENG	23792 AVENDIA FACUTAR	92891	1	117	12/18/06
12/12/06	BBY 117	12989 Park Plaza Cerritos	90703	2	234	12/18/06
12/12/06	BBY 117	12989 Park Plaza Cerritos	90703	3	351	12/18/06
12/12/06	BBY 117	12989 Park Plaza Cerritos	90703	1	117	12/18/06
12/12/06	BBY 124	44449 Town Center Way, Palm Desert CA	92260	1	117	12/18/06
12/12/06	BBY 624	14395 Pipeline, Chino	91710	3	351	12/18/06
12/12/06	BBY 624	14395 Pipeline, Chino	91710	1	117	12/18/06
12/12/06	BBY 624	14395 Pipeline, Chino	91710	4	468	12/18/06
12/12/06	BBY 624	14395 Pipeline, Chino	91710	1	117	12/18/06
12/12/06	BBY 624	14395 Pipeline, Chino	91710	2	234	12/18/06
12/12/06	HAROLD GRACE	12403 RED ROCK ROAD VICTORVILLE	92392	11	1316	12/18/06

Amanti Services, Inc.

Best Buy Collection Log Information

DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVED
12/13/06	EUGENE ASPERAN	1945 DE CARMEN DRIVE COLTON	92324	2	234	12/18/06
12/13/06	DIANE GRAY	8225 BEECHWOOD DRIVE ALTA LOMA	91701	1	117	12/18/06
12/13/06	GIEBETTE COOPER	25590 PROSPECT AVENUE APT 53-C LOMA LINDA	92354	1	117	12/18/06
12/13/06	CORINA CARDOZA	1561 N. LASSEN AVENUE ONTARIO	91764	1	117	12/18/06
12/13/06	JACK OLIVER	11050 BRYANT STREET YUCAIPA	92399	1	117	12/18/06
12/13/06	SUSIE KANG	13012 TRAILVIEW LANE CHINO HILLS	91709	3	351	12/18/06
12/13/06	JOHN MARAFFA	5425 VIA SERENA ALTA LOMA	91701	2	234	12/18/06
12/13/06	STEPHANIE TORRES	339 ARROWVIEW DRIVE REDLANDS	92373	1	117	12/18/06
12/13/06	JAMES RINEHART	1972 SINGINGWOOD AVENUE POMONA	91767	2	234	12/18/06
12/13/06	DEAN RATLIFF	2230 N. 2ND AVENUE UPLAND	91784	1	117	12/18/06
12/13/06	NIKKI GREGORY	16621 BERRYHEATH COURT CHINO	91709	1	117	12/18/06
12/13/06	FRANCES PROCTOR	12668 3RD STREET CHINO	91710	2	234	12/18/06
12/13/06	LARELL SUMNER	20855 SHAWNEE ROAD APPLE VALLEY	92308	1	117	12/18/06
12/13/06	MARY-ANNE WEIDMAN	16764 DANBURY AVENUE HESPERIA	92345	1	117	12/18/06
12/13/06	KELLY SEARLES	14608 MESA STREET HESPERIA	92345	1	117	12/18/06
		TOTAL:		80	9389	
12/14/06	DONALD HOEY	4677 ADAGIO LN CYPRESS	90630	2	254	12/19/06
12/14/2006	JOSEPH RAYE	3940 IAGRAHAM ST LOS ANGELES	90005	1	177	12/19/06
12/14/2006	L. BALARDETAL	659 LYNWOOD DR ENCINITAS	92008	1	177	12/19/06
12/14/2006	BBY 101	25422 el paseo Mission Viejo	92691	2	254	12/19/06
12/14/06	BBY 117	12989 Park Plaza Cerritos	90703	2	254	12/19/06
12/14/06	BBY 126	2300 Savi Ranch Yorba Linda	92885	4	608	12/19/06
12/14/06	BBY 126	2300 Savi Ranch Yorba Linda	* 92885	1	177	12/19/06

000051

Amandi Services, Inc.

Best Buy Collection Log Information

DECEMBER 2006 - BEST BUY CHINO

PICK UP DATE	CUSTOMER NAME	CUSTOMER ADDRESS (street address, City and State)	Zip Code	UNIT COUNT	WEIGHT	DATE RECEIVE
12/14/06	BBY 112	390 Moorpark Thousand Oaks	91360	4	608	12/19/
12/14/06	BBY 113	26531 Boquet Canyon Santa Clarita	91360	3	431	12/19/
12/14/06	BBY 649	1173 Simi Town Center Simi Valley	93065	2	254	12/19/
12/14/06	BBY 104	5000 147th St. Hawthorne	90250	1	177	12/19/
12/14/06	BBY 107	3675 Pacific Coast Hwy Torrance	90505	4	608	12/19/
12/14/06	DONALD ELLIOT	2091 Paseo Palota Palm Springs	92262	2	254	12/19/
12/14/06	N. GHRHART	321 B AVE CORONADO	92118	1	177	12/19/
12/15/06	RENA WILSON	11930 BLACK MOUNTAIN RD UNIT 10 SAN DIEGO	92129	2	254	12/19/
12/15/06	BETTE Heinze	49305 STATE HIGHWAY 74 Spc 12 PALM DESERT	92260	1	177	12/19/
12/15/06	FRANK PIRECE	8879 HOLLYWOOD RD LOS ANGELES	90046	1	177	12/19/
12/15/06	MORGIA GATES	31381 NORTH VISTA REDLANDS	92373	2	254	12/19/
12/15/06	Howard Orin	2029 HOLMBY AVE LOS ANGELES	90025	1	177	12/19/
12/15/06	FRANK J GARBARINO	29216 VILLAGE 29 CAMARILLO	93012	1	177	12/19/
12/15/06	BBY 101	25422 el paseo Mission Viejo	92691	2	254	12/19/
12/15/06	BBY 101	25422 el paseo Mission Viejo	92691	3	431	12/19/
12/15/06	BBY 124	44449 Town Center Way, Palm Desert CA	92260	1	177	12/19/
12/15/06	BBY 1011	740 Sepulveda El Segundo	90245	2	254	12/19/
12/15/06	LOURDES DEGLOPPER	2003 Hawkins Way SPRING VALLEY	91977	1	177	12/19/
12/15/06	ELMQUIST CHRISTI	4917 SCRIPS WESTERN SAN DIEGO	92131	2	254	12/19/
12/16/06	MILA GONZALEZ	8562 PARROT AVE DOWNEY	90290	1	177	12/19/
12/16/06	BINYUAN CHEN	14 BORMES IRVINE	92614	1	177	12/19/
12/16/06	MARCY STARUUS	140 N HOLLYWOOD AVE LOS ANGELES	90036	3	431	12/19/
12/16/06	JOSEPHINE MOSER	7622 KATELLA AVE STANTON	90680	1	177	12/19/
12/16/06	JEANIE, Jaman	2231 20TH ST #6 SANTA MONICA	90405	1	177	12/19/
12/16/06	HORTENCIA BRAM	1548 WHITSETT DR EL CAJON	92020	1	177	12/19/

000052

DEC 06 claim

WMB 198 (Revised 11/06)

COVERED ELECTRONIC WASTE (CEW) COLLECTION LOG

Collector (Organization) Name: Primary Contact Name: Rita Palmer		CEW ID #: 101481	Telephone #: (909) 930-0688				
Location of Collection Event (if different from the Collector's address): 11383 Newport Drive Rancho Cucamonga, CA 91730							
Material Received From Source							
Date (m/d/y)	Name and Address of Source of Material:	Type of Source	For transfers of 5 or more units provide Contact Person & Phone see 18660.20(1)(C)	Describe Circumstances of Collection and/or Attach Source Information of CEWs if Received from Other Collectors and Handlers. ²	Material Received		
					Other CEWs ³		
					Weight	Units	Units
2/4/2006	Name: DAVID THARP Address: 6911 Shamrock City / Zip: Alta Loma, CA 91701	R		Customer Drop-Off at an approved Collector/Recycler Facility	81	2	45
2/5/2006	Name: BOB BRADY Address: 974 West 17th City / Zip: Costa Mesa, CA 92627	R		Customer Drop-Off at an approved Collector/Recycler Facility	35	1	75
12/5/2006	Name: CHUCK NORTON Address: 1919 Deer Haven Drive City / Zip: Chino Hills, CA 91709	R		Customer Drop-Off at an approved Collector/Recycler Facility	25	1	
11/17/2006	Name: ANNA ROBINSON Address: 2708 Warren Way City / Zip: Arcadia, CA 91007	R		E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	27	1	
11/17/2006	Name: AKIRA SANSUI Address: 1620 Melanie Lane City / Zip: Arcadia, CA 91007	R		E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	60	2	
11/21/2006	Name: MARY LOUISE FIELDING Address: 861 La Canada Avenue City / Zip: Arcadia, CA 91007	R		E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	60	2	
11/22/2006	Name: ROBERT STANDAGE Address: 314 East Winnie Way City / Zip: Arcadia, CA 91006	R		E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	30	1	
11/27/2006	Name: MIKE LALY Address: 115 Santa Ynez Drive	R		E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	60	2	

rec'd 3/12/07

11/29/2006	Address: City / Zip: Name:	330 East California Street Arcadia, CA 91006 JOHANNA WEI	R	E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	60	2
12/4/2006	Address: City / Zip: Name:	51 West Woodruff Avenue Arcadia, CA 91007 JOHANNA WEI	R	E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	30	1
12/4/2006	Address: City / Zip: Name:	1740 Oakwood Avenue Arcadia, CA 91007 AIYOU JIN	R	E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	30	1
12/6/2006	Address: City / Zip: Name:	615 Lorena Avenue Arcadia, CA 91006 ELAINE TUNG	R	E-waste accumulated during residential pick-ups in the City of Arcadia from 11/17/06 to 12/6/06	60	2
12/13/2006	Address: City / Zip: Name:	8647 Haven Avenue, Suite # 100 Rancho Cucamonga, CA 91730 SELECT REMEDY	B	Customer Drop-Off at an approved Collector/Recycler Facility	266	6
12/14/2006	Address: City / Zip: Name:	11304 West 45th Street Upland, CA 91763 ARNOLD ESPINOSA	R	Customer Drop-Off at an approved Collector/Recycler Facility	228	1
12/14/2006	Address: City / Zip: Name:	14571 Andel Drive Fontana, CA 92335 KROPP'S PARTS & SERVICE, INC.	B	Customer Drop-Off at an approved Collector/Recycler Facility	66	2
12/14/2006	Address: City / Zip: Name:	100 West Ninth Street Upland, CA 91786 UPLAND CHRISTIAN SCHOOL	B	Customer Drop-Off at an approved Collector/Recycler Facility	112	3
12/19/2006	Address: City / Zip: Name:	11167 Kauffman Street El Monte, CA 91731 PEDRO LOPEZ	R	Personal Use CEW's	161	3
12/19/2006	Address: City / Zip: Name:	5130 Cogswell El Monte, CA 91732 RUSS WALKER	R	Personal Use CEW's	108	2
12/19/2006	Address: City / Zip: Name:	15368 Shafford Hacienda Heights, CA MARY LOU MURRAY	R	Personal Use CEW's	108	2
	Address: City / Zip: Name:	PATRICIA MEYER		Personal Use CEW's		

15/2006	Address: 3495 Ranget Avenue City/Zip: Covina, CA 91722	R	Personal Use CEW's	130	2	289	5
25/2006	Name: CECILIA CHAVEZ Address: 11242 Carlin Street City/Zip: South El Monte, CA 91733			1932	42		
SUBTOTALS			California Integrated Waste Management Board				

City of California

WMB 193 (Revised 10/06)

DIRECTIONS FOR FILLING OUT CIWMB 198

This Collection Log is a record to be maintained by an approved collector or recycler that records CEW collection activities as specified in Section 18660.20.

Source Documentation is a collection log and other information developed, maintained and transferred pursuant to Section 18660.20(h) of the regulations, that demonstrates the eligibility, originating generator and/or intermediate handlers of collected CEWs as applicable.

Source: Indicate the type of California Consumer discarding the material. Use categories of consumers such as:

R - Residential - The actual person(s) of a resident that used the CEW and are recycling it.

B - Business - CEWs used by the business.

G - Government - CEWs used by the Government.

NP - Non-profit; E - Educational Institution (schools) - CEWs used by the NP or school.

O.C. - Other Collector. If CEWs are received from another collector attach appropriate collection logs. Note that other collectors and handlers are not considered consumers or

Note: Collection events being held by any of these entities are required to provide collection logs or letters of designation.

Note: The approved collector must also document the name and location of those other collectors. See

regulations below for more guidance.

Other CEWs: Other CEWs eligible for recovery payment within the SB 20/50 payment system.

PARTIAL SUMMARY OF APPLICABLE LAWS AND REGULATIONS - Title 14 CCR

18660.20 (h): An approved collector shall provide to any approved collector or approved recycler to whom it transfers CEWs information on the origin (California or non-California) and

cancellation status of CEWs transferred, including but not limited to the following:

(1) Signed statement listing the source(s) of the transferred CEWs.

(2) A copy(ies) of the applicable portions of the collection log that describe the collection activities that resulted in the transferred CEWs.

(3) Written description of any activity, such as storage, repair, refurbishment, resale, reuse, transfer, packaging and/or consolidation, that explains any discrepancy between the CEWs

transferred and the CEWs collected.

(4) A copy of any applicable proof of designation associated with CEWs collected while acting as a designated approved collector for a local government.

18660.20 (j)(1): In addition to the general record keeping requirements in Section 18660.8 of this Chapter, an approved collector shall maintain the following records:

(1) A collection log containing:

(A) For each collection activity or event that results in CEWs transferred to the approved collector, a brief written description of the collection activity or event, including the type of

California sources targeted for collection, the date and location the activity or event occurred, the number of CEWs collected, and an estimate of the weight of CEWs collected.

(B) Approved collectors that are not California local governments, nor entities acting as the designated approved collector for a California local government, shall maintain a list of

California sources who discarded the CEWs transferred to the approved collector, including the name and address of the California source and the number of CEWs discarded by the

State of California
CIWMB 197 (Revised 6/05)

California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 196). Print legibly in ink or type.

Date Of Transfer: 12/4/2006	Name Of Approved Collector: MAC Transportation	CEW ID # 100695	Name Of Approved Recycler: Envirocycle, Inc.	CEW ID # 101481
Payment Made To Approved Collector Listed Above: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable		If Yes, Amount Paid:	If No, Amount Owed: \$2505.00	Date Paid:

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

Circuit City

☐ Check Here If Operating As A Dual Entity During This Transaction.

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	86	12525
Eligible Non-CRT Containing CEWs	0	0
TOTALS	86	12525

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction [Title 14, California Code of Regulations Sections 18660.20(j)(1) and 18660.20(j)(2)].

Describe below any activity, such as packaging and consolidation, to explain any discrepancy and the CEWs collected, as recorded in the collections log:
LAJB12257 - MAC Transportation

CL 0 *

12,525 • +
9,703 • +
18,268 • +
17,065 • +
19,204 • +
16,870 • +
16,157 • +
20,666 • +
18,722 • +

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which receive solely from California sources."

Signature of Approved Collector

Printed Name

009

149,180 *

"I verify that the weights of CEWs transferred and recorded on this receipt are true at

Signature of Approved Recycler

Printed Name

000053

MAC Transportation, Inc.
Circuit City Collection Log Information

Control #	TXIB #	PICK UP DATE	CIRCUIT CITY STORE #	STORE ADDRESS	UNIT COUNT	WEIGHT
134	12257	11/13/2006	Circuit City Store #3401	40480 Winchester Road, Temecula CA 92591	23	2898
		11/13/2006	Circuit City Store #3402	4300 Delta Gateway Blvd, Pittsburg CA 94565	12	1669
		11/13/2006	Circuit City Store #4300	5789 Monrovia Ave, Newark CA 94560	18	2868
		11/13/2006	Circuit City Store #4301	1715 Hacienda Dr, Vista CA 92083	19	3096
		11/13/2006	Circuit City Store #4302	2217 Chimby Rd, San Jose CA 95122	14	1992
TOTAL					86	12525

000059

State of California

CIWMB 197 (Revised 6/05)

California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 196). Print legibly in ink or type.

Date Of Transfer:	Name Of Approved Collector:	CEW ID #	Name Of Approved Recycler:	CEW ID #
12/26/2006	MAC Transportation	100695	Envirocycle, Inc.	101481

Payment Made To Approved Collector Listed Above:	If Yes, Amount Paid:	If No, Amount Owed:	Date Paid:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable		\$1940.50	

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

Circuit City

☐ Check Here If Operating As A Dual Entity During This Transaction.

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	86	9703
Eligible Non-CRT Containing CEWs	0	0
TOTALS	86 ✓	9703 ✓

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction [Title 14, California Code of Regulations Sections 18660.20(j)(1) and 18660.20(h)].

Describe below any activity, such as packaging and consolidation, to explain any discrepancies between the CEWs transferred and the CEWs collected, as recorded in the collections log:
LAIB12450 - MAC Transportation

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which recovery payments are requested are solely from California sources."

Signature of Approved Collector

Printed Name

"I verify that the weights of CEWs transferred and recorded on this receipt are true and accurate."

Signature of Approved Recycler

Printed Name

000060

State of California
CIWMB-197 (Revised 6/05)California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 196). Print legibly in ink or type.

Date Of Transfer:	Name Of Approved Collector:	CEW ID #	Name Of Approved Recycler:	CEW ID #
12/22/2006	MAC Transportation	100695	Envirocycle, Inc.	101481
Payment Made To Approved Collector Listed Above:		If Yes, Amount Paid:	If No, Amount Owed:	Date Paid:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable			\$3653.60	

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

Circuit City

☐ Check Here If Operating As A Dual Entity During This Transaction.

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	146	18268
Eligible Non-CRT Containing CEWs	0	0
TOTALS	146 ✓	18268 ✓

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction. [Title 14, California Code of Regulations Sections 18660.20(f)(1) and 18660.20(h)].

Describe below any activity, such as packaging and consolidation, to explain any discrepancies between the CEWs transferred and the CEWs collected, as recorded in the collections log:
LAIB12431 - MAC Transportation

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which recovery payments are requested are solely from California sources."

Signature of Approved Collector

Printed Name

"I verify that the weights of CEWs transferred and recorded on this receipt are true and accurate."

Signature of Approved Recycler

Printed Name

000061

State of California
CIWMB 197 (Revised 6/05)

California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 196). Print legibly in ink or type.

Date Of Transfer: 12/20/2006	Name Of Approved Collector: MAC Transportation	CEW ID # 100695	Name Of Approved Recycler: Envirocycle, Inc.	CEW ID # 101481
Payment Made To Approved Collector Listed Above: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable		If Yes, Amount Paid:	If No, Amount Owed: \$3413.00	Date Paid:

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

☐ Check Here If Operating As A Dual Entity During This Transaction.

Circuit City

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	150	17065
Eligible Non-CRT-Containing CEWs	0	0
TOTALS	150	17065

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction [Title 14, California Code of Regulations Sections 18660.20(j)(1) and 18660.20(h)].

Describe below any activity, such as packaging and consolidation, to explain any discrepancies between the CEWs transferred and the CEWs collected, as recorded in the collections log:
LAIB12418 - MAC Transportation

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which recovery payments are requested are solely from California sources."

Signature of Approved Collector

Printed Name

"I verify that the weights of CEWs transferred and recorded on this receipt are true and accurate."

Signature of Approved Recycler

Printed Name

000062

MAC Transportation, Inc.
Circuit City Collection Log Information

Control #	TXIB #	PICK UP DATE	CIRCUIT CITY STORE #	STORE ADDRESS	UNIT COUNT	WEIGHT
145	12418	12/1/2006	Circuit City Store # 231	4080 Stevens Creek Blvd. San Jose, CA 95129	18	1470
		12/1/2006	Circuit City Store # 232	1880 S. Grant St. San Mateo, CA 94402	18	1452
		12/1/2006	Circuit City Store # 233	1230 Grant Rd. Mt. View, CA 94040	17	1890
		12/1/2006	Circuit City Store # 234	24055 Hesperian Blvd. Hayward, CA 94525	23	2898
		12/1/2006	Circuit City Store # 235	2030 Diamond Blvd. Concord, CA 94520	20	2260
		12/1/2006	Circuit City Store # 236	7153 Amarador Plaza Rd. Dublin, CA 94568	18	2258
		12/1/2006	Circuit City Store # 237	2230 Cleveland Ave. Santa Rosa, CA 95403	18	2016
		12/5/2006	Circuit City Store # 238	330 Bellam Blvd. San Rafael, CA 94901	20	2811
				TOTAL	150	17085

000063

State of California
CIWMB 197 (Revised 6/05)California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 196). Print legibly in ink or type.

Date Of Transfer:	Name Of Approved Collector:	CEW ID #	Name Of Approved Recycler:	CEW ID #
12/14/2005	MAC Transportation	100695	Envirocycle, Inc.	101481
Payment Made To Approved Collector Listed Above:		If Yes, Amount Paid:	If No, Amount Owed:	Date Paid:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable			\$3840.80	

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

Circuit City

☐ Check Here If Operating AFA Dual Entity During This Transaction.

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	145	19204
Eligible Non-CRT-Containing CEWs	0	0
TOTALS	145	19204

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction [Title 14, California Code of Regulations Sections 18660.20(j)(1) and 18660.20(h)].

Describe below any activity, such as packaging and consolidation, to explain any discrepancies between the CEWs transferred and the CEWs collected, as recorded in the collections log:
LAIB12371 - MAC Transportation

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which recovery payments are requested are solely from California sources."

Signature of Approved Collector

Printed Name

"I verify that the weights of CEWs transferred and recorded on this receipt are true and accurate."

Signature of Approved Recycler

Printed Name

000064

MAC Transportation, Inc.
Circuit City Collection Log Information

Control #	TXIB #	PICK UP DATE	CIRCUIT CITY STORE #	STORE ADDRESS	UNIT COUNT	WEIGHT
144	12371	11/27/2006	Circuit City Store #3306	3930 S. Mooney Blvd. Visalia CA 93277	22	4032
		11/27/2006	Circuit City Store #3309	1101 Newport Center Dr. Newport Beach CA 92660	18	3150
		11/30/2006	Circuit City Store #3310	25610 N. The Old Road Valencia 91381	26	2163
		11/30/2006	Circuit City Store #3311	12489 Foothill Blvd. Rancho Cucamonga CA 91730	19	2299
		11/30/2006	Circuit City Store #3312	2715 S. Tawnee Ave. Pomona CA 91766	13	1838
		11/30/2006	Circuit City Store #3313	13752 Jamboire Rd. Irvine CA 92720	25	3150
		11/30/2006	Circuit City Store #230	5353 Almaden Express Way. San Jose CA 95118	22	2772
				TOTAL	145	19204

000065

State of California
CIWMB 197 (Revised 6/05)California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 196). Print legibly in ink or type.

Date Of Transfer:	Name Of Approved Collector:	CEW ID #	Name Of Approved Recycler:	CEW ID #
12/12/2006	MAC Transportation	100695	Envirocycle, Inc.	101481
Payment Made To Approved Collector Listed Above:		If Yes, Amount Paid:	If No, Amount Owed:	Date Paid:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable			\$3374.00	

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

Circuit City

☐ Check Here If Operating As A Dual Entity During This Transaction.

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	126	16870
Eligible Non-CRT Containing CEWs	0	0
TOTALS	126 ✓	16870 ✓

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction [Title 14, California Code of Regulations Sections 18660.20(j)(1) and 18660.20(h)].

Describe below any activity, such as packaging and consolidation, to explain any discrepancies between the CEWs transferred and the CEWs collected, as recorded in the collections log:
LA1812344 - MAC Transportation

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which recovery payments are requested are solely from California sources."

Signature of Approved Collector

Printed Name

"I verify that the weights of CEWs transferred and recorded on this receipt are true and accurate."

Signature of Approved Recycler

Printed Name

000066

MAC Transportation, Inc.
Circuit City Collection Log Information

Control #	TXIB #	PICK UP DATE	CIRCUIT CITY STORE #	STORE ADDRESS	UNIT COUNT	WEIGHT
141	12344	11/24/2008	Circuit City Store # 1618	905 Playa Ave. San Diego 92105	16	2015
		11/24/2008	Circuit City Store #1628	3275 RR St. Merced CA 95345	18	2268
		11/24/2008	Circuit City Store #1629	1535 S. Bradley Rd. Santa Maria CA 93454	25	3150
		11/24/2008	Circuit City Store #3300	1662 N. Main St. Salinas CA 93906	22	2772
		11/27/2008	Circuit City Store #3301	1600 S. Azusa Ave #287 City of Industry CA 91748	14	2255
		11/27/2008	Circuit City Store #3302	72-369 highway 111 Palm Desert CA 92260	16	2006
		11/27/2008	Circuit City Store #3303	600 W. Hillcrest Dr. Thousand Oaks CA 91360	15	2390
				TOTAL	126	15870

000067

State of California
CIWMB 197 (Revised 6/05)

California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 195). Print legibly in ink or type.

Date Of Transfer: 12/11/2006	Name Of Approved Collector: MAC Transportation	CEW ID # 100695	Name Of Approved Recycler: Envirocycle, Inc.	CEW ID # 101481
Payment Made To Approved Collector Listed Above: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable		If Yes, Amount Paid:	If No, Amount Owed: \$3251.40	Date Paid:

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

Circuit City

☐ Check Here If Operating As A Dual Entity During This Transaction.

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	130	16157
Eligible Non-CRT-Containing CEWs	0	0
TOTALS	130 ✓	16157 ✓

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction [Title 14, California Code of Regulations Sections 18660.20(j)(1) and 18660.20(h)].

Describe below any activity, such as packaging and consolidation, to explain any discrepancies between the CEWs transferred and the CEWs collected, as recorded in the collections log:
LAIB12334 - MAC Transportation

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which recovery payments are requested are solely from California sources."

Signature of Approved Collector:

Printed Name

"I verify that the weights of CEWs transferred and recorded on this receipt are true and accurate."

Signature of Approved Recycler

Printed Name

000068

MAC Transportation, Inc.
Circuit City Collection Log Information

Control #	TXIB #	PICK UP DATE	CIRCUIT CITY STORE #	STORE ADDRESS	UNIT COUNT	WEIGHT
140	12334	11/20/2006	Circuit City Store # 434	3331 Rosecrans St. San Diego, CA 92110	11	2394
		11/21/2006	Circuit City Store # 443	3998 Chiricahua Mesa Blvd. San Diego, CA 92117	25	3018
		11/21/2006	Circuit City Store # 446	75415 Cimarron Blvd. Torrance, CA 90505	21	1548
		11/21/2006	Circuit City Store # 449	1138 W. Valley Pkwy. Escondido, CA 92025	25	3025
		11/21/2006	Circuit City Store # 450	12133 Mall Blvd. Victorville, CA 92392	20	2772
		11/24/2006	Circuit City Store # 1614	1175 Dana Dr. Rocklin, CA 95603	27	3402
				TOTAL	130	15157

000069

State of California
CIWMB 197 (Revised 6/05)California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 196). Print legibly in ink or type.

Date Of Transfer:	Name Of Approved Collector:	CEW ID #	Name Of Approved Recycler:	CEW ID #
12/7/2006	MAC Transportation	100695	Envirocycle, Inc.	101481
Payment Made To Approved Collector Listed Above:		If Yes, Amount Paid:	If No, Amount Owed:	Date Paid:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable			\$4133.20	

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

Circuit City

☐ Check Here If Operating As A Dual Entity During This Transaction.

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	179	20666
Eligible Non-CRT Containing CEWs	0	0
TOTALS	179	20666

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction [Title 14, California Code of Regulations Sections 18660.20(j)(1) and 18660.20(h)].

Describe below any activity, such as packaging and consolidation, to explain any discrepancies between the CEWs transferred and the CEWs collected, as recorded in the collections log:
LAIB12308 - MAC Transportation

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which recovery payments are requested are solely from California sources."

Signature of Approved Collector

Printed Name

"I verify that the weights of CEWs transferred and recorded on this receipt are true and accurate."

Signature of Approved Recycler

Printed Name

000070

MAC Transportation, Inc.
Circuit City Collection Log Information

Control #	TXIB #	PICK UP DATE	CIRCUIT CITY STORE #	STORE ADDRESS	UNIT COUNT	WEIGHT
138	12308	11/13/2006	Circuit City Store #4303	1560 Gateway Blvd. Fairfield CA 94533	18	2258
		11/13/2006	Circuit City Store #4305	401 N. First St. Burbank CA 91502	15	1890
		11/13/2006	Circuit City Store #4507	1664 Commercial Way Santa Cruz CA 95065	13	1633
		11/13/2006	Circuit City Store #3322	2641 Whitman Ave. Chico CA 95928	19	1394
		11/14/2006	Circuit City Store #3327	11710 Carmel Mtn Rd. San Diego CA 92128	26	3276
		11/14/2006	Circuit City Store #3329	333 N. El Camino Real Encinitas CA 92024	15	1890
		11/17/2006	Circuit City Store #3360	5650 Scripps Blvd. Colver City CA 90230	11	1088
		11/17/2006	Circuit City Store #3361	200 E. Broadway St. Glendale CA 91205	10	1250
		11/17/2006	Circuit City Store #3364	123 Orange Fair Mall Fullerton CA 92832	28	2221
		11/17/2006	Circuit City Store #3373	2180 Bellflower Blvd. Long Beach CA 90815	12	1853
		11/18/2006	Circuit City Store #3374	4100 Klose Way Richmond CA 94806	12	1890
				TOTAL	179	20656

000071

State of California
CIWMB 197 (Revised 6/05)California Integrated Waste
Management Board

COVERED ELECTRONIC WASTE TRANSFER RECEIPT

Please provide the following information to document transfer of Covered Electronic Wastes (CEWs) between Approved Collectors and Approved Recyclers. This required information must accompany all Covered Electronic Waste Recycling Payment Claims (CIWMB Form 196). Print legibly in ink or type.

Date Of Transfer:	Name Of Approved Collector:	CEW ID #	Name Of Approved Recycler:	CEW ID #
12/8/2006	MAC Transportation	100595	Envirocycle, Inc.	101481

Payment Made To Approved Collector Listed Above:	If Yes, Amount Paid:	If No, Amount Owed:	Date Paid:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Applicable		\$3744.40	

If payments made and/or owed to an Approved Collector are different than \$0.20/lb, please explain why:

Circuit City

☐ Check Here If Operating As A Dual Entity During This Transaction.

	Number Of Units Transferred	Weight Transferred (In Pounds)
Eligible CRTs Or CRT-Containing Covered Electronic Wastes (CEWs)	148	18722
Eligible Non-CRT Containing CEWs	0	0
TOTALS	148	18722

☒ Attach copies of all applicable portions of Collection Log that are received from the approved collector listed above for this transaction (Title 14, California Code of Regulations Sections 18660.20(j)(1) and 18660.20(h)).

Describe below any activity, such as packaging and consolidation, to explain any discrepancies between the CEWs transferred and the CEWs collected, as recorded in the collections log:
LAIB12314 - MAC Transportation

California Source Declaration And Weight Verification

If operating as a dual entity during this transaction, sign both statements below.

"I have verified that all CEWs transferred to the Approved Recycler for which recovery payments are requested are solely from California sources."

Signature of Approved Collector

Printed Name

"I verify that the weights of CEWs transferred and recorded on this receipt are true and accurate."

Signature of Approved Recycler

Printed Name

000072

MAC Transportation, Inc.
Circuit City Collection Log Information

Control #	TXIS #	PICK UP DATE	CIRCUIT CITY STORE #	STORE ADDRESS	UNIT COUNT	WEIGHT
139	12314	11/18/2006	Circuit City Store #3375	10271 Fairway Dr. Roseville, CA 95678	19	2394
		11/18/2006	Circuit City Store #424	4230 California St. Bakersfield, CA 93301	22	2977
		11/18/2006	Circuit City Store #425	2415 W. Via Camino Ave. Montebello, CA 90640	18	1208
		11/18/2006	Circuit City Store #426	10255 Magnolia Ave. Broomfield, CA 97103	14	1764
		11/20/2006	Circuit City Store #427	11755 E. Firststone Blvd. Norwalk, CA 90650	15	1935
		11/20/2006	Circuit City Store #428	1839 S. La Cienega Blvd. L.A. CA 90035	10	2520
		11/20/2006	Circuit City Store #429	421 W. Esplanade Dr. Oxnard, CA 93030	15	1586
		11/20/2006	Circuit City Store #432	1608 Sweetwater Rd. National City, CA 91950	17	2342
		11/20/2006	Circuit City Store #433	8820 Grossmont Blvd. La Mesa, CA 91941	18	1996
				TOTAL	148	18722

000073

000073

